Previous references. 1891-92 ~~190~~ (Sep. Re.)

File No. 30-91-92

Serial Nos. 1-6

Later references.

(91)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-6

Major **Part B. for** June 94

SUBJECT.

Proposal to license the Bagne Toddy Reelers.

From, the Excise Commr
D. no 1210/1839 L. no 1424/139 dt 7.3.92.
Submits for orders the question of abolishing the Sale of Bylicja Jery "Right of vending Bagne Toddy at fairs and festivals.

2. From, the Excise Commr
D. no 9060/R2304 L. no 4361/269 dt 13.2.93.
Solicits the favour of early orders on the above

G. R. S. 58

3. From, the Excise Commr

D. No 3692 L. No 4571 & 12.12.93
R 2436 285

Forwards for approval and publication in the Gazette a draft notification embodying rules to regulate the sale of Bagru toddy.

4 To, the Excise Commr

No 15217 & 15.3.93
R. F 291-92

Requests that the proposed draft of Rules for regulating the sale of Bagru toddy may be revised and printed in half margin & a number of copies of them sent to Pondicherry.

5 From, the Excise commr

D. No 1314 L. No 375 & 29.7.93.
R 361 55

Forwards eight printed copies of the proposed Bagru toddy Rules together with the views of the certain Dy. Commrs etc.

6. To, the Excise commr

No 23049 & 22.[illegible]
R. F, 291-92

Informs that the above proposals may be overdone the present and requests to submit the sale notices adapted in the Hassan, Kadur & Shimoga Dists with certain modifications.

Indistinct.

H. B. Thammanna

CHIEF SECRETARY'S OFFICE.

REVENUE BRANCH.

OFFICE NOTE.

SECTION S.R.

SUBJECT. FILE NO. 30-61-32 Bagani Toddy Rules.

LAST REFERENCE. Letter No. 375/55 dated 29th July/93

from the Excise Comr in Mysore

Vide eno 1424/139 of 7th March 92 (Paper no 1)

In March 92, the Excise Comr proposed that the sale of "Bylujagery" (Right of vending Bagani Toddy at fairs and festivals) a system prevailing only in parts of Kadur & Hassan Districts, might be abolished, as it was superfluous & must properly merge in the Sale of the right to Vend Bagani Toddy, & that the Syst[em] ing Licences Similar

trial of date Toddy might be
stopped.

This proposal being under
Consideration of Govt, the
Excise Comr submitted in
Feby last a draft notification
embodying the Rules for the
Sale of Bagany Toddy, & said
that no material change in
the existing system was intended
except so far as to legalize
the system under the provisions
of the Excise Act. The Sale
of "Bylajajery" was however
proposed to be abolished in
the intended Rules.

Vide no 4571/285 Dt 25th Feby/93
(Paper no 3)

3. The Excise Comr was in reply
requested to submit the draft
Rules printed in half margin
with a copy of the terms of
Sale, where Sales were then held,
& of the terms of license if any
together with the opinions of
the Dy Comrs of Hassan, Kadu[redacted]a.

Vide no 15217/R.F. 291-92 Dt 15-3-93
(Paper no 4)

Vide paper no 4

4 The Excise Com^rs attention was also drawn to the foll^g:

The heading of Part I as it stood referred only to the sale of Toddy & required therefore to be modified to make it consistent with that part of the Rules which related to the right of drawing Toddy also.

ii What was proposed to sell (as the draft stood) was the exclusive privilege of drawing, selling & also of consuming it, which was not however what was meant.

III. The rights of holders of Coffee & Tea Estates & Pillals as embodied in the Rules in the Land Rev: Code & the orders of the Chief Com^r printed at page 206 of the Revenue Compilation of 1874 subject to subsequent modifications, if any.

+ Tax is paid when the Bazaar lottery is brought out for private holdings for sale - The right of collecting the tax is farmed to the farmer as a rule collects the tax at market places and sites of fairs & festivals - This is so well suited to the habits of the people for as that it is a pity I think to destroy it and in addition the rules & restrictions now proposed

Alex L Jones

+
Sir, In Tax now imposed on all animals sold in Bazaars or at fairs & festivals. Private sales are exempted. Private sales are numerous & it is difficult to collect tax on them.

I do not mean by free Bazaars but those held by villagers

and Cattle Markets

GENERAL.

DRAFT NOTIFICATION.

No. Under Sections 20 and 55 of the Excise Act XXII of 1881, as extended to Mysore by Regulation III of 1885, the Government of His Highness the Maharaja make the following rules :—

PART I.

SYSTEM OF FARMING THE EXCLUSIVE PRIVILEGE OF DRAWING TODDY FROM BAGANI TREES FOR CONSUMPTION AND SALE AND THE GRANT OF LICENSES AND PASSES.

I. The exclusive privilege of drawing toddy from Bagani trees (sago-palm) for private or local consumption and of selling such toddy for each year or any period that may be specially fixed by Government, shall be disposed of by sale by public auction, in the Districts of Hassan, Kadur and Shimoga by the respective Deputy Commissioners.

II. For the purpose of selling the exclusive privilege, the Vend farms shall be divided into villages or groups of villages with due regard to local circumstances and the wants of the Malnad population.

III. The sales shall not be conducted by any officer inferior in rank to a Deputy Amildar.

IV. The results of sales shall be reported without delay to the Deputy Commissioner who shall communicate the same to the Excise Commissioner.

V. The terms and conditions of sale and the grant of licenses and passes shall be as follows :—

1. The exclusive privilege in the aforesaid farms shall be put up to auction at upset prices, and knocked down to the approved highest bidder above those prices, subject to the formal confirmation by the Deputy Commissioner who will be at liberty to accept or reject any bid at discretion without assigning reasons for the same. Such formal confirmation will be tantamount to an acceptance of the bid. Should there be no bid above the uspet price, the officer conducting the sale, may lower the upset price, at discretion. The condition and character of intending bidders may be enquired into; and the officer conducting the sale may, at the time of sale, refuse to receive the necessary

deposit which entitles a bidder to bid, from persons regarding whom the result of such enquiries is not satisfactory. The officer conducting the sale, shall not be bound to accept the highest bid, should he consider it to be so extravagantly high as to afford apprehension of the lease breaking down. As a rule the results of the sales shall be confirmed except when it is believed that there has been combination among the bidders, or when the character of the successful bidder is considered unsatisfactory, or he is not believed to be solvent or fit to carry out the lease.

2. Parties intending to bid must attend either in person or by duly authorized agents. The successful bidder must, on the exclusive privilege being knocked down to him, pay up, in the case of the bid being Rs. 10 or less than Rs. 10, the entire sum of his bid then and there to the officer conducting the sale, and in all other cases he must deposit at once a sum equal to one-twelfth of the annual rent engaged for, inclusive of the deposit already made by him. On the decision of the Deputy Commissioner being announced, he shall, within seven days of such announcement, deposit with the Amildar a total sum equal to one-fourth of the annual rent engaged for, inclusive of the previous deposits, either in cash or in Government securities duly endorsed in favor of the Deputy Commissioner, as security for the due fulfilment of the lease; or he may furnish one-half of the security in cash or in Government securities endorsed as above, and the remaining half in immovable property of value equal to double the amount, free of all claims and encumbrances. If he fails to produce the aforesaid securities, the deposits already made shall be forfeited, and the exclusive privilege shall be immediately resold by the Amildar, the result being reported to the Deputy Commissioner without delay.

3. Resales effected under the last preceding para 2 shall be at the risk of the defaulting bidder who shall forfeit all gain, and in the event of a loss by the resale, shall make good the deficiency between the total amount payable by him for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the resale. In the latter case, the forfeited deposit shall be deducted from the loss arising from the resale; and the remainder, if any, shall be recovered from the bidder in the same manner as if it were an arrear of Land Revenue.

Should, however, the forfeited deposit be greater than the loss by resale, the whole of such deposit shall be credited to Government.

4. The purchaser of the exclusive privilege shall sign an agreement binding himself to observe the conditions hereinafter set forth ; and the agreement shall be executed within ten days of the expiry of the period of seven days above mentioned. If the purchaser fails or refuses to sign the agreement, all deposits already made shall be forfeited ; and the exclusive privilege shall be resold at the risk and loss of the first purchaser as set forth in paras 2 and 3, or be otherwise disposed of. In the case of the purchaser's death after the confirmation of the sale, it shall be binding on his heirs or assigns.

5. As soon as the agreement has been executed, the Deputy Commissioner shall issue a license in the appended Form A to the purchaser of each farm, assigning to the purchaser the exclusive privilege referred to therein, subject to the following conditions :—

(1.) The exclusive privilege shall extend only to the consumption and sale of Bagani Toddy, and shall not include those of date, palmyra or cocoanut toddy, and it shall include the right to sell Bagani Toddy, to the general public at fairs and jatras called "Bailjejjari."

(2.) The amount for which the exclusive privilege has been purchased, shall be payable by the licensee into the local Taluk Treasury on the prescribed printed challans, furnished by the Government for the purpose, in equal monthly instalments commencing from the first month of the lease, together with the local cess of one anna on every rupee of such instalment. Each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent together with local cess thereon shall be payable on or before the 15th of the month following. The challans shall be in triplicate in the appended Form B. The original shall accompany the Treasury "Daily Cash" account sent to the District Treasury, the duplicate shall be forwarded by the Taluk Treasury Officer to the Deputy

Commissioner's Office, and the triplicate retained with the licensee.

(3.) The deposit made by the licensee shall be taken in payment of the instalments due in the last months of the period of the farm. Failing payment of each monthly instalment by the 15th of the next month, together with local cess, the Amildar shall recover the same from the licensee or his surety, under the rules in force for the recovery of Land Revenue, together with interest at 6 per cent per annum, the proceedings being reported to the Deputy Commissioner without delay. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(4.) The toddy shall be sold to the public at the rates from time to time prescribed by Government.

(5.) The toddy shall be sold pure as drawn from trees, and shall not be adulterated or diluted in any manner.

(6.) The licensee shall keep true accounts of the quantity of toddy received, consumed and sold. The passes issued with the toddy transported, shall be subject to examination and check by the Officers authorized on this behalf.

(7.) The licensee shall be entitled to sublet the lease.

(8.) The licensee shall not, during the term of the license, have any interest in the exclusive privilege of vending arrack in any part of the farm to which the license relates, nor permit any person having interest in the exclusive privilege of vending arrack in any part of the farm, to hold any share or interest in his exclusive privilege of selling Bagani Toddy.

(9.) The licensee shall be bound by the provisions of the Excise Laws and Rules in force, or by any additional rules which may from time to time be prescribed under the Excise Laws. The licensee shall use such measures as may

from time to time be prescribed by Government, and provide himself with Permit books for the transport of Bagani Toddy, which books may be purchased from local Excise Officers.

(10.) The lease shall not be transferable except with the permission of the Excise Commissioner.

(11.) The toddy shall not be drawn from immature trees.

(12.) The licensee shall not have a right to enter upon the land of any occupant without his consent, unless the bagani trees therein have been reserved by Government for the purposes of Toddy revenue. The occupant shall be free to cut down and dispose of the bagani trees not reserved to Government, at his pleasure; but he is not entitled to tap such trees, the toddy farmers alone having a right to tap them after obtaining the occupant's consent.

(13.) The licensee shall make his own arrangements with land-holders and occupants of *hittals* or back-yards for drawing toddy from their trees.

6. In case of any breach of the aforesaid conditions, or of the license, either by the licensee, or with his connivance or privity by any person in his employment, it shall be competent to the Deputy Commissioner to impose upon the licensee of each vend farm a fine not exceeding the sum of Rs. 50, for every such breach, or at the option of the Deputy Commissioner to declare the money deposited with him forfeited, and to cancel the license and resell the exclusive privilege at the risk of the licensee, or to place the farm under the management of Government. When a lease is cancelled, the rent for the whole period of the lease shall become due at once; and all loss caused to Government by the cancelment or resale of the lease, shall be made good by the licensee, or his surety in the manner specified for resales under para 3 of Rule V above. All the amounts of such penalties and loss shall be recovered in the same manner as if they were arrears of Land Revenue.

7. The imposition of a fine or the forfeiture of deposit or the cancellation of the license under the last preceding condition, shall not be held to prevent the prosecution of the licensee or his agents or employés for

any offence punishable under the Excise Laws or other enactments or rules for the time being in force.

VI. Of the amounts paid by the licensee into the Taluk Treasury as per chellans B, under clause (2) of Para 5 of Rule V, the rent shall be credited at once to the appropriate budget head "Excise Revenue," and the local cess to the head "Local Cess on Excise Revenue". The District Treasury Officers shall furnish to the Excise Commissioner monthly statements of realizations on account of Toddy rent and local cess thereon, under separate headings by dates in the form prescribed by the Comptroller.

VII. On receipt of the duplicate chellans referred to in clause (2) of Para 5 of Rule V, at the District Office, they shall be compared and verified with the figures in the monthly Abkari Revenue Statements No. 6 and 6 A received from the Amildars. The Statements No. 6 and 6 A compiled for the whole District shall then be forwarded to the Excise Commissioner's Office, where they shall be compared and verified with the Treasury monthly statements. The Excise Commissioner shall thereupon prepare Statements No. 6 and 6 A for the whole Province and send them to the Dewan's Office after obtaining the Comptroller's certificate of credits.

PART II.

Miscellaneous.

VIII. The grantees of lands for coffee or cinchona cultivation and the proprietors of *hittals* or backyards shall be entitled to draw toddy fram Bagani trees for the making of bread only for the use of the members of their family or for their consumption, but not for sale or for the use of their servants, laborers or other employés, the Bagani toddy vend farmer alone being entitled to draw toddy for sale or for local consumption, after obtaining the said grantees' or proprietors' consent.

IX. Unoccupied lands on which the number of bagani trees exceeds one hundred per acre, shall not be given out for occupation without the consent of the Excise Commissioner, but shall continue available to the vend farmers.

X. Except as otherwise provided, all orders passed and proceedings taken by Officers of the Excise Department under the provisions of these rules, shall be subject to appeal to their immediate superiors, within two months from the date of the passing of such orders or proceedings.

Is not one month suffice?

XI. The Officers of the Excise Department, and farmers and shop-keepers or their agents shall conform to such rules of practice as may, from time to time, be issued by the Excise Commissioner, not inconsistent with the provisions of the Excise Act and these Rules.

XII. The following persons are hereby empowered to grant passes or permits for possession or transport of toddy in such forms as may be prescribed by the Excise Commissioner:—All the members of the Excise Department not below the rank of Abkari Inspector, Assistant Commissioners, Amildars, Sheristadars, Shekdars and farmers or their agents.

XIII. In regard to the drawing of toddy from Bagani trees in alienated villages, and the amount of revenue payable to them, the Rules for the time being in force in respect of Date Toddy, shall be applicable.

A.

BAGANI TODDY LICENSE.

Register No.

Name of License-Holder.

Locality. { Taluk. / Village. / Street and Door No.

I, , Deputy Commissioner of the District, do hereby grant a license for possession, consumption and retail vend of Bagani toddy to in the Taluk of in the District of , on the following conditions:—

I. This license is not transferable by sale, gift, mortgage or otherwise, and no persons other than those mentioned in the license shall have power to act under it.

II. This license-holder shall obtain his toddy from the Bagani trees within his farm. All toddy removed from the farm shall be covered by a permit in the prescribed form.

III. Diluted or adulterated toddy shall not be sold, nor shall toddy be sold after the expiration of two days from the date on which it was drawn.

IV. The license-holder shall not give toddy in any quantity whatever, either directly or indirectly, to any European, Non-Commissioned Warrant Officer, or private soldier, or to any European, East Indian, or Native woman wearing European clothing connected with or related to men of these classes; nor to a Police or Excise Officer or Railway servant whilst on duty. He shall not permit disorderly behaviour in his premises, nor suffer any gambling whatever therein, and shall not knowingly permit persons of bad character to meet therein, nor permit any person to take toddy in any such quantity as to produce intoxication. He shall also furnish, when called upon, information of suspicious characters to the Magistrate or Police Officer. He shall further be prohibited from knowingly selling or giving toddy to any person under 12 years of age.

V. The license-holder shall not sell to any person more than 3 measuring seers of toddy to be consumed on his premises. Unless he holds a pass, he shall not allow any one to take out of his premises more than one Imperial quart, with the exception of bakers who are permitted to purchase and remove the quantity of toddy specified in the pass held by them.

VI. The license-holder shall not sell toddy on credit but only for ready money, and shall not receive grain, jewels, goods, wearing apparel or any other property in barter or pawn. He shall not sell toddy after 9 P. M., and before 6 A. M., unless under special permission of the Taluk Magistrate on occasions of Native festivals, &c.

VII. Where toddy is sold in a building, it shall have only one door, and no windows, &c., shall be allowed in its rear or at the sides. The bar where toddy is sold shall be opposite to the entrance door, and so situated that all persons inside the building can be seen by any one passing to and fro in the street, and no second room shall be kept open for customers.

VIII. The license-holder shall not sell toddy at rates lower than the minimum price fixed hereunder:—

11

In District Head-quarters per measuring seer. In Kasabas of Taluks per measuring seer. In villages per measuring seer. Sign-boards with the names of the farmer, and the license-holder painted thereon, shall be affixed to a conspicuous part in front of the building.

(*a*) He shall keep an account of toddy received, consumed and sold daily.

(*b*) The seer which regulates the foregoing prices shall be equal to an Imperial quart, twenty-four whereof shall go to one gada.

IX. This license is granted subject to the conditions aforementioned, and subject to the provisions of the rules already published or which may hereafter be published, under the provisions of the Excise Act XXII of 1881 or any other Regulation for the time being in force.

X. The Deputy Commissioner of the District may, on occasion of troops marching through, or whenever a serious disturbance of the public peace is apprehended on reasonable grounds, cause all toddy sales to be stopped in the immediate vicinity for such time as he shall direct.

XI. This license shall continue in force till the 18 and no longer

Dated 189

Deputy Commissioner,

District.

COUNTERPART AGREEMENT TO BE EXECUTED BY BAGANI TODDY VEND FARMERS.

I, residing at having been licensed by the Deputy Commissioner of District to possess, consume and sell toddy in the building at in the Taluk of from day of 189 to day of 189 , do for myself my heirs, my legal representatives and assigns, hereby agree with the said Deputy Commissioner, that I will well and truly observe and perform the conditions and stipulations contained in the license No. dated the day of 189 , issued to me by the said Deputy Commissioner.

Dated the day of 189 .

(*Signature.*)

B

(ಗುತ್ತಿಗೆದಾರ್ರಲ್ಲಿ ಇಟ್ಟುಕೊಳ್ಳತಕ್ಕ ಪ್ರತಿ.)

ನಂಬರು

ಮೂಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೆಜರೀ ಆಫಿಸಿಗೆ

ತಾಲ್ಲೂಕು ಮಜಕೂರು ನಿಂದ

ಈ ಕೆಳಗೆ ನಮೂದಿಸುವ ಬಾಬುಗಳಿಗೋಸ್ಕರ ಅಕ್ಷರದಲ್ಲೂ

ರೂಪಾಯಿಗಳು ಆಣೆ ಪೈ.

ಜಮಾಬಗ್ಯೆ ರವಾನಿಸಲ್ಪಟ್ಟಿರುತ್ತೆ.

ಗುತ್ತಿಗೆದಾರನ ಹೆಸರು.

ಫಿರ್ಕಾ ಹೆಸರು.

ಬಗೆನಿ ಕೇಂದಿ ಗುತ್ತಿಗೆ
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ಲೋಕಲ್ ಸೆಸ್ಸು

ಬಡ್ಡೀ

ನೋಟೀಸ್ ಫೀ

ಜುಮ್ಲಾ

ಗುತ್ತಿಗೆದಾರ್ರ ಯಾ ಯೇಜಂಟ್ರ ರುಜು

189 ನೇ ಮೂಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೇ ಲೆಖ್ಕಕ್ಕೆ ಜಮಾ ಹಿಡಿದಿರುತ್ತೆ.

ಟ್ರೆಜರೀ ಆಫಿಸರವರ ರುಜು ವ ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದೀ ಗುಮಾಸ್ತೇ ರುಜು.

B

(ಡಿಸ್ಟ್ರಿಕ್ಟು ಖಜಾನೆಗೆ 'ಸಿ' ಲೆಖ್ಕ ಬೊಡನೆ ರವಾನಿಸತಕ್ಕ ಪ್ರತಿ)

ನಂಬರು

ಮೂಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

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ಸರಾಫನ ರುಜು.

ನಗದಿ ಗುಮಾಸ್ತೇ ರುಜು.

M. G. C. Press,—12.

(ಡಿಸ್ಟ್ರಿಕ್ಟು ಕಛೇರಿಗೆ ಕಳುಹಿಸತಕ್ಕ ಪ್ರತಿ.)

ನಂಬರು

ಮೂಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೆಜರೀ ಆಫಿಸಿಗೆ.

ತಾಲ್ಲೂಕು ಮಜಕೂರು ನಿಂದ

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ಜಮಾಬಗ್ಯೆ ರವಾನಿಸಲ್ಪಟ್ಟಿರುತ್ತೆ.

ಗುತ್ತಿಗೆದಾರನ ಹೆಸರು

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189 ನೇ ಮೂಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೆ ಲೆಖ್ಕಕ್ಕೆ ಜಮಾ ಹೆಡಿದಿರುತ್ತೆ.

ಟ್ರೆಜರೀ ಆಫಿಸರವರ ರುಜು ವ ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದೀ ಗುಮಾಸ್ತೇ ರುಜು.

43

Memo

I Persons who have hitherto been purchasing the Arrack Vend Farms are residents of Chavagacherry, except the annexed Telegram Romanna who lived at Pittigoy.

There was no competition whatever at the last Sales held at the Head Office of the Province other than Chavagacherry, owing to the Inhabitants declining to bid.

The next Sales should be held at Chavagacherry when the usual purchasers will assemble and bid at least to some extent against one another.

II Vend Farms of the Kaffir Toddy

These shall be sold at the Head Office of each Province in the manner as was done at the last occasion covering all items of Rs 10 and below Kaffir to be sold at one sale to the purchasers.

As for the larger items, it is necessary to apply the Kaffir Toddy Rules to Kaffir also, and divide the Kaffirs over the whole year. The Sales amounts could even if be collected in two or more instalments for the Arrack as for Provinces Farmers.

Collect
I contend the Kaffir Kists amount is simply attracting the collection

The Special Clerk in the Pol. Dept.
Shd. submit to the Asst. Secy. in
charge of the Special duties, a monthly
statement only of the Appeal cases
allocated. The Clerk referred in this
will all in the current year and
he Shd. not be employed in future.

The Pol. Dy. Secy. will also arrange
to get letters A I & II for the
consideration of the Spl. Cases
and for the work.

Sanj above
Mch/95

The Pol. Dy. Secy. will please arrange
Shown after Easter

15

Note by the Excise Assistant Commissioner on the Rules framed by the Excise Commissioner to deal with Bagany Toddy in the Mahals:—

(1) There have been certain vested rights long acquired and enjoyed or conceded by Government which precludes date Toddy Rules being made applicable to Bagany Toddy

2. The item of Revenue now remaining to Government, after Government waived the right to tax the tree is very small and its recovery is enveloped with several restrictions acquired by custom and conceded by Government

3. Taking Manjeshwar Taluk for instance, some years ago it was found that it had 375

Trees

Farms. Of these 23 were Bunjar.
130 realized under 5 Rupees,
117 Farms as per margin* realized
from 6 to 50 Rs, 27 from 51 to
100 Rs, three from 200 to 300 Rs,
two from 301 to 400 Rs and
one over Rs 400/. On an average
the farms realized only 28 Rs/.
It will thus be seen that with
the value of the bulk of the farms
being for such small sums and
the vested rights being so tenaciously
held by the People, the issue of
any elaborate rules is quite
uncalled for and will if issued
be misconstrued by the rural
population who have enjoyed
such freedom unshackled

So

* 130 were sold for 5 Rs and less
29 — do — 6 Rs to 10 Rs
37 — do — 11 Rs to 20 Rs,
25 — do — 21/ to 30 Rs
16 — do — 31/ to 40 do
10 — do — 41 to 50 do
117

So long.

4. The Excise Commissioner has not provided for the rights and privileges hitherto acquired or conceded by Government, but he has imposed those applicable to Date Toddy for Bagani Toddy.

5. A revised draft has therefore been prepared, showing the Excise Commissioner's proposals, the corrections deemed necessary and the revisions made all at glance.

J. G. W. Spence

Special Assistant Excise Commissioner
Doing duty Dewan's Office
Mysore

18

5, 12, 13, 16

DRAFT NOTIFICATION.

No. Under Sections 20 and 55 of the Excise Act XXII of 1881, as extended to Mysore by Regulation III of 1885, the Government of His Highness the Maharaja make the following rules :—

PART I.

SYSTEM OF FARMING THE EXCLUSIVE PRIVILEGE OF DRAWING TODDY FROM BAGANI TREES FOR CONSUMPTION AND SALE AND THE GRANT OF LICENSES AND PASSES.

I. The exclusive privilege of drawing toddy from Bagani trees (sago-palm) for private or local consumption and of selling such toddy for each year or any period that may be specially fixed by Government, shall be disposed of by sale by public auction, in the Districts of Hassan, Kadur and Shimoga by the respective Deputy Commissioners.

II. For the purpose of selling the exclusive privilege, the Vend farms shall be divided into villages or groups of villages with due regard to local circumstances and the wants of the Malnad population.

III. The sales shall not be conducted by any officer inferior in rank to a Deputy Amildar.

IV. The results of sales shall be reported without delay to the Deputy Commissioner who shall communicate the same to the Excise Commissioner.

I The rights and privileges connected with Bagani Toddy Cariota urens Sago palm as specified below shall be sold yearly by public auction by the Dy Commrs of Shimoga, Kadur, and Hassan in their respective Districts or they may delegate this duty to any officer, not inferior in rank to a Taluk Shirastadar and such sales shall be conducted at the Taluk Cutcherry or such other place or places as may be fixed by the Dy Commrs on such dates as shall be notified, one months before date of such sale, in the Local Gazette, and to the Villagers, in due Course.—

(a) The Extent of each Farm shall be restricted to the limits of each Village; and the Sale shall be restricted to the Villagers of each Village in the absence of the Villagers coming forward at such sale, others may be allowed to bid for such farms.

(b) The farmer shall have the right to use the Toddy for his own private Consumption or utilize it for the use of his servants and dependents.

(c) The Farmer ~~may transport the Toddy~~ Can sell the Whole or any surplus within the Village limits.

(f) The Farmer may transport the Toddy to any Jakkia or Sande named in his Licence outside the limits of his Village provided such Toddy is covered by a pass and the Locality is not within the rights conceded to any other Farmer of Bagaisi Toddy or to the Farmer of Date Toddy.

now known as Bailjeppani

(g) He may with the ~~Kr~~ Conivy Consent sell Bagaisi Toddy to the Farmer of Date Toddy making his

his own arrangements in this behalf with such Farmer.

(b) He may with the written Consent of Coffe, Cardamum, and Chinchona Planters, or the holders of backyards or Kittales, or other land-owners tap Bayani trees in their estates & holdings and sell or otherwise dispose the whole or the surplus toddy they may have at their disposal, provided the trees lie within the limits of the village Farm or such places, outside such limits, have been duly notified at the time of sale or have been entered in the engagement when signed by the Farmer. Such Farmer may with the Consent of such proprietors exercise his rights within the limits embraced in such Tracts, whether they lie in or outside the limits of his village Farm.

IV. The terms and conditions of sale and the grant of licenses and passes shall be as follows :—

1. The exclusive privilege in the aforesaid farms shall be put up to auction at upset prices, and knocked down to the approved highest bidder above those prices, subject to the formal confirmation by the Deputy Commissioner, who will be at liberty to accept or reject any bid at discretion without assigning reasons for the same. Such formal confirmation will be tantamount to an acceptance of the bid. Should there be no bid above the upset price, the officer conducting the sale may lower the upset price, at discretion. The condition and character of intending bidders may be enquired into; ~~and~~ the officer conducting the sale ~~may~~, at the time of sale, refuse to receive the necessary deposit ~~which entitles a bidder to bid~~, from persons ~~regarding~~ whom the result of ~~such enquiries is not~~ satisfactory. The officer conducting the sale, shall not be bound to accept the highest bid, should he consider it to be so extravagantly high as to afford apprehension of the lease breaking down. As a rule the results of the sales shall be confirmed except when it is believed that there has been combination among the bidders, or when the character of the successful bidder is considered unsatisfactory, or he is not believed to be solvent or fit to carry out the lease.

2. Parties intending to bid must attend either in person or by duly authorized agents. The successful bidder must, on the exclusive privilege being knocked down to him, pay up, in the case of the bid being Rs. 10 or less than Rs. 10, the entire sum of his bid then and there to the officer conducting the sale, ~~and in all other cases~~ he must deposit at once a sum equal to one-twelfth of the annual rent engaged for, ~~inclusive of the deposit already made by him.~~ On the decision of the Deputy Commissioner being announced, he shall, within seven days of such announcement, deposit with the Amildar a total sum equal to one-fourth of the annual rent engaged for, ~~inclusive of the previous deposits, either in cash or in Government securities duly endorsed in favor of the Deputy Commissioner,~~ as security for the due fulfilment of the lease ~~or he may furnish~~ one-half of the security in cash or in Government securities endorsed as above, and the remaining half in immovable property of value equal to double the amount, free of all claims and encumbrances. If he fails to produce the aforesaid securities, the deposits already made shall be forfeited, and the exclusive privilege shall be immediately resold by the Amildar, the result being reported to the Deputy Commissioner without delay. for Confirmation or otherwise, and intimation to the ex: Commr and report to Govt by Assist officer.

Struck on the average of the previous 3 years Revenue

by the

In the 1st case out siders may be allowed to bid

(a)

Yearly

(b) In case of Farms for Rs 11 to Rs 50

(b)

(c) In the case of Farms for 51 Rs and above the Farmer shall comply with Claus (b) and

(d)

In cases to be

(e)

In cases to be

or other officer authorized in this behalf

3. Resales effected under the last preceding para 2 shall be at the risk of the defaulting bidder who shall forfeit all gain, and in the event of a loss by the resale, shall make good the deficiency between the total amount payable by him for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the resale. In the latter case, the forfeited deposit shall be deducted from the loss arising from the resale; and the remainder, if any, shall be recovered from the bidder in the same manner as if it were an arrear of Land Revenue.

22

Should, however, the forfeited deposit be greater than the loss by resale, the whole of such deposit shall be credited to Government.

The counterpart Engagement at foot of these rules in duplicate immediately the farm is knocked down to him, and shall hold the same as his license under Sec: 12 of the Excise act. –

4. The purchaser of the exclusive privilege shall sign ~~an agreement binding~~ himself to observe the conditions hereinafter set forth; and the agreement shall be executed within ten days of the expiry of the period of seven days above mentioned. If the purchaser fails or refuses to sign the agreement, all deposits already made shall be forfeited; and the exclusive privilege shall be resold at the risk and loss of the first purchaser as set forth in paras 2 and 3, or be otherwise disposed of. In the case of the purchaser's death after the confirmation of the sale, it shall be binding on his heirs or assigns.

5. As soon as the agreement has been executed, the Deputy Commissioner shall issue a license in the appended Form A to the purchaser of each farm, assigning to the purchaser the exclusive privilege referred to therein, subject to the following conditions:—

and rights purchased as above

(5) The exclusive privilege ~~shall extend only to the consumption and sale of Bagani Toddy~~, ~~and~~ shall not include those of date, palmyra or cocoanut toddy, and it shall include the right to sell Bagani Toddy, to the general public at fairs and jatras called "Bail-jejjari." and at the places named in the margin and also to such other places as may be specially conceded to the farmer vide para I clause 5.

23

(6) The amount for which the exclusive privilege has been purchased, shall be payable by the ~~licensee into the local Taluk Treasury~~ on the prescribed printed challans, furnished by the Government for the purpose, in equal monthly instalments commencing from the first month of the lease, together with the local cess of one anna on every rupee of such instalment. Each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent together with local cess thereon shall be payable on or before the 15th of the month following. The challans shall be in triplicate in the appended Form B. The original shall accompany the Treasury "Daily Cash" account sent to the District Treasury, the duplicate ~~shall be forwarded by the Taluk Treasury Officer~~ to the Deputy Commissioner's Office, and the triplicate retained with the licensee.

When above Rs 10 shall be paid by the farmer to the Shanbogue

The original and duplicate

The irsal to the Taluk Treasury. The Amildar shall attach the original to the

The Counterfoil shall be kept with the Shanbogue

(7) The deposit made by the licensee shall be taken in payment of the instalments due in the last months of the period of the farm. Failing payment of each monthly instalment by the 15th of the next month, together with local cess, the Amildar shall recover the same from the licensee or his surety, under the rules in force for the recovery of Land Revenue, together with interest at 6 per cent per annum, the proceedings being reported to the Deputy Commissioner without delay. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

~~The toddy shall be sold to the public at the rates from time to time prescribed by Government.~~

(8) The toddy shall be sold pure as drawn from trees, and shall not be adulterated or diluted in any manner.

~~The licensee shall keep true accounts of the quantity of toddy received, consumed, and sold.~~

(9) The passes issued with the toddy transported, shall be subject to examination and check by the Officers authorized on this behalf.

These passes shall be for fixed quantities and made up in books of 100 each only printed and given to the Farmers ~~Contractors~~ Concerned. Passes shall be issued only when toddy is transported outside the limits of the Village Farm to the Jattes' Sales &c named in rule X Clause 5 or when brought for the use of the Village Farm from beyond its limits. The pass with the toddy shall be taken to the police or Shanboge of the place to which consigned who will satisfy himself that the quantity covered

Substantially tallies with that given in the pass, reclaims the pass, date, and send it to the Amildar of the Taluk within one week after receipt. No pass will be needed to cover Toddy sold within the limits of the Village Farm by the Farmer or on the Estates of hitbals specified in rule II clause 5.

with the Amildars written Consent & if above Rs 50 report the same for the Confirmation of the Dy Commr.

(10) The ~~licensee~~ Farmer shall be entitled to sublet the lease.

(11) The ~~licensee~~ Farmer shall not, during the term of the license, have any interest in the exclusive privilege of vending arrack in any part of the farm to which the license relates, nor permit any person having interest in the exclusive privilege of vending arrack in any part of the farm, to hold any share or interest in his exclusive privilege of selling Bagani Toddy.

(12) The ~~licensee~~ Farmer shall be bound by the provisions of the Excise Laws and Rules in force, or by any additional rules which may from time to time be prescribed under the Excise Laws. The ~~licensee~~ Farmer shall use such measures as may from time to time be prescribed by Government, and provide himself with ~~Permit~~ Pass books for the transport of Bagani Toddy, which books may be purchased from ~~local Excise Officers~~. The Amildar

(~~10.~~) ~~The lease shall not be transferable except with the permission of the Excise Commissioner.~~

(13.) The toddy shall not be drawn from immature trees.

(~~12.~~) The licensee shall not have a right to enter upon the land of any occupant without his consent, unless the bagani trees therein have been reserved by Government for the purposes of Toddy revenue. The occupant shall be free to cut down and dispose of the bagani trees not reserved to Government, at his pleasure; but he is not entitled to tap such trees, the toddy farmers alone having a right to tap them after obtaining the occupant's consent.

(~~13.~~) The licensee shall make his own arrangements with land-holders and occupants of *hittals* or back-yards for drawing toddy from their trees.

(14) The Owners of Hittalles, Coffee, Cinchona and Cardamum estates Imam and Kayam Puttadars, & others bonâ fida proprietors of Government lands have a right to tap Bagani Trees and Consume the Toddy themselves or utilize it for the Consumption of their Servants & dependents, but they Cannot dispose of it by Sale or otherwise to any one else, except the Govt Contractor or Farmer. The Toddy Contractor or Farmer alone has the right to draw Toddy for Sale or disposal of the whole or any surplus Toddy in or out of such holdings after obtaining ——— the proprietors Consent in writing and making his own arrangements with them in this behalf.-

The Farmer is entitled to tap trees growing in all Government unoccupied waste lands & Woves within the limits of his own Farm or from such manual groves as may at the time of Sale be assigned to him for this purpose and noted in the margin of this rule.

(15) Should the Farmer himself
not carry on the Business he
get the Shenhope to indent
name or names of the men
employs to sell Sodry at the
first of the engagement he his
attested so as to legalise
acts under the Excise Laws

III. In case of any breach of the aforesaid conditions, or of the license, either by the licensee, or with his connivance or privity by any person in his employment, it shall be competent to the Deputy Commissioner to impose upon the licensee of each vend farm a fine not exceeding the sum of Rs. 50, ~~for every such breach, or at the option of the Deputy Commissioner to declare~~ the money deposited with him forfeited, and to cancel the license and resell the exclusive privilege at the risk of the licensee, or to place the farm under the management of Government. When a lease is cancelled, the rent for the whole period of the lease shall become due at once; and all loss caused to Government by the cancelment or resale of the lease, shall be made good by the licensee, or his surety in the manner specified for resales under para 3 of Rule V above. All the amounts of such penalties and loss shall be recovered in the same manner as if they were arrears of Land Revenue.

7. The imposition of a fine or the forfeiture of deposit or the cancellation of the license under the last preceding condition, shall not be held to prevent the prosecution of the licensee or his agents or employés for any offence punishable under the Excise Laws or other enactments or rules for the time being in force.

IV. ~~4.~~ Of the amounts paid by the licensee into the Taluk Treasury as per chellans B, under clause (2) of Para 5 of Rule V, the rent shall be credited at once to the appropriate budget head "Excise Revenue," and the local cess to the head "Local Cess on Excise Revenue". ~~The District Treasury~~ Officers shall furnish to the Excise Commissioner monthly statements of realizations on account of Toddy rent and local cess thereon, under separate headings by dates in the form prescribed by the Comptroller.

V. ~~5.~~ On receipt of the duplicate chellans referred to in clause (2) of Para 5 of Rule V, at the District Office, they shall be compared and verified with the figures in the monthly Abkari Revenue Statements No. 6 and 6 A received from the Amildars. The Statements No. 6 and 6 A compiled for the whole District shall then be forwarded to the Excise Commissioner's Office, where they shall be compared and verified with the Treasury monthly statements. The Excise Commissioner shall thereupon prepare Statements No. 6 and 6 A for the whole Province and send them to the Dewan's Office after obtaining the Comptroller's certificate of credits.

in Duplicate

District Treasury Officer for certificate of credits by the Ex: Comm^r of the District. One Copy of these returns will then be sent thro' the Dy Comm^r to the Ex: Comm^r's office for Compilation of the Provincial return and transmission to the Comptroller for certificate of credits. The other Copy with the Challans received will be sent to the Comptroller for check and

therewith and with the Treasury accounts and for verification of the Ex: Comm^rs^ return when received attach the usual certificate of credits are passed on to the Sewans office.-

PART II.

MISCELLANEOUS.

VI

~~VIII.~~ The grantees of lands for coffee or cinchona cultivation and the proprietors of *hittals* or backyards, shall be entitled to draw toddy from Bagani trees for the making of bread ~~only~~ for the use of the members of their family or for their consumption, ~~but not for sale~~ or ~~for the use~~ of their servants, laborers or other employés, the Bagani toddy vend farmer alone ~~being~~ entitled to draw toddy for sale or for local consumption, after obtaining the said grantees', or proprietors' consent.

VII ~~IX.~~ Unoccupied lands on which the number of bagani trees exceeds one hundred per acre, shall not be given out for occupation without the consent of the Excise Commissioner, but shall continue available to the vend farmers.

Cardinguts

and other land-holders

outside such estates and or holdings

In the case of villages having no farmers, the planters or Holders of Hit-talus may sell their surplus toddy to farmers of adjacent villages or take out Special Licenses to do so themselves. A fee of Rs. 10 will be leviable ~~thereon~~ on such Spl Licenses.-

Deputy Comm^rs^ should take immediate steps to reserve, conserve, demarcate, and fully plant up such plots, and other suitable blocks to provide for the adequate wants of each village Farm, or those Farms in other Villages dependent on surplus trees therein, as the case may be, and thus render the Govt. Farmer independent of those holding Vested rights in such trees.-

[illegible] as otherwise provided,

orders passed and proceedings taken by Officers of the Excise Department under the provisions of these rules, shall be subject to appeal to their immediate superiors, within two months from the date of the passing of such orders or proceedings.

XI. The Officers of the Excise Department, and farmers and shop-keepers or their agents shall conform to such rules of practice as may, from time to time, be issued by the Excise Commissioner, not inconsistent with the provisions of the Excise Act and these Rules.

XII. The following persons are hereby empowered to grant passes or permits for possession or transport of toddy in such forms as may be prescribed by the Excise Commissioner:—All the members of the Excise Department not below the rank of Abkari Inspector, Assistant Commissioners, Amildars, Sheristadars, Shekdars and farmers or their agents.

XIII. In regard to the drawing of toddy from Bagani trees in alienated villages, and the amount of revenue payable to them, the Rules for the time being in force in respect of Date Toddy, shall be applicable.

In District Head-quarters per measuring seer. In Kasabas of Taluks per measuring seer. In villages per measuring seer. Sign-boards with the names of the farmer, and the license-holder painted thereon, shall be affixed to a conspicuous part in front of the building.

(*a*) He shall keep an account of toddy received, consumed and sold daily.

(*b*) The seer which regulates the foregoing prices shall be equal to an Imperial quart, twenty-four whereof shall go to one gada.

IX. This license is granted subject to the conditions aforementioned, and subject to the provisions of the rules already published or which may hereafter be published, under the provisions of the Excise Act XXII of 1881 or any other Regulation for the time being in force.

X. The Deputy Commissioner of the District may, on occasion of troops marching through, or whenever a serious disturbance of the public peace is apprehended on reasonable grounds, cause all toddy sales to be stopped in the immediate vicinity for such time as he shall direct.

XI. This license shall continue in force till the 18 and no longer

Dated 189

Deputy Commissioner,

District.

COUNTERPART AGREEMENT TO BE EXECUTED BY BAGANI TODDY VEND FARMERS

I, residing at having been licensed by the Deputy Commissioner of District to possess, consume and sell toddy in the building at the place specified in para II clause 5 above in the village of Bagam in the Taluk of from day of 189 to day of 189 do for myself my heirs, my legal representatives and assigns, hereby agree with the said Deputy Commissioner, that I will well and truly observe and perform the conditions and stipulations contained in the aforesaid notification of Govt. in the license No. dated the day of 189 issued to me by the said Deputy Commissioner.

Dated the day of 189

(Signature.)

Bagam Toddy Farmer

Witnesses

1

2

the Office of Govt conducting the Sale this day for and on behalf of

B

(ಗುತ್ತಿಗೆದಾರ್ರಲ್ಲಿ ಇಟ್ಟುಕೊಳ್ಳತಕ್ಕ ಪ್ರತಿ.)

ನಂಬರು

ಮಾಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೈಜರೀ ಆಫಿಸಿಗೆ

ತಾಲ್ಲೂಕು ಮಜಕೂರು ನಿಂದ

ಈ ಕೆಳಗೆ ನಮೂದಿಸುವ ಬಾಬುಗಳಿಗೋಸ್ಕರ ಅಕ್ಷರದಲ್ಲೂ

ರೂಪಾಯಿಗಳು ಆಣೆ ಪೈ.

ಜವಾಬ್ಯೆ ರವಾನಿಸಲ್ಪಟ್ಟಿರುತ್ತೆ.

ಗುತ್ತಿಗೆದಾರನ ಹೆಸರು.

ಬಡ್ಡೀ

ನೋಟೀಸ್ ಫೀ

ಜುಮ್ಲಾ

ಗುತ್ತಿಗೆದಾರ್ರ ಯಾ ಯೇಜಂಟ್ರ ರುಜು

189 ನೇ ಮಾಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೇ

ಲೆಖ್ಕಕ್ಕೆ ಜಮಾ ಹಿಡಿದಿರುತ್ತೆ.

ಟ್ರೈಜರೀ ಆಫಿಸರವರ ರುಜು ವ ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದೀ ಗುಮಾಸ್ತೇ ರುಜು.

B

(ಡಿಸ್ಟ್ರಿಕ್ಟು ಖಜಾನೆಗೆ 'ಸಿ' ಲೆಖ್ಕ ಕೊಡನೆ ರವಾನಿಸತಕ್ಕ ಪ್ರತಿ)

ನಂಬರು

ಮಾಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೈಜರೀ ಆಫಿಸಿಗೆ.

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ಈ ಕೆಳಗೆ ನಮೂದಿಸುವ ಬಾಬುಗಳಿಗೋಸ್ಕರ ಅಕ್ಷರದಲ್ಲೂ

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ಬಡ್ಡೀ

ನೋಟೀಸ್ ಫೀ

ಜುಮ್ಲಾ

ಗುತ್ತಿಗೆ ದಾರ್ರ ಯಾ ಯೇಜಂಟ್ರ ರುಜು

189 ನೇ ಮಾಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೇ

ಲೆಖ್ಕಕ್ಕೆ ಜಮಾ ಹಿಡಿದಿರುತ್ತೆ.

ಟ್ರೈಜರೀ ಆಫಿಸರವರ ರುಜು ವ ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದಿ ಗುಮಾಸ್ತೇ ರುಜು.

M. G. C. Press,—12.

(ಡಿಸ್ಟ್ರಿಕ್ಟು ಕಛೇರಿಗೆ ಕಳುಹಿಸತಕ್ಕ ಪ್ರತಿ.)

ನಂಬರು

ಮಾಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೈಜರೀ ಆಫಿಸಿಗೆ.

ತಾಲ್ಲೂಕು ಮಜಕೂರು ನಿಂದ

ಈ ಕೆಳಗೆ ನಮೂದಿಸುವ ಬಾಬುಗಳಿಗೋಸ್ಕರ ಅಕ್ಷರದಲ್ಲೂ

ರೂಪಾಯಿಗಳು ಆಣೆ ಪೈ.

ಜವಾಬ್ಯೆ ರವಾನಿಸಲ್ಪಟ್ಟಿರುತ್ತೆ.

ಗುತ್ತಿಗೆದಾರನ ಹೆಸರು

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ನೋಟೀಸ್ ಫೀ

ಜುಮ್ಲಾ

ಗುತ್ತಿಗೆದಾರ್ರ ಯಾ ಯೇಜಂಟ್ರ ರುಜು

189 ನೇ ಮಾಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೆ

ಲೆಖ್ಕಕ್ಕೆ ಜಮಾ ಹೊಡಿದಿರುತ್ತೆ. ಟ್ರೈಜರೀ ಆಫಿಸರವರ ರುಜು ವ ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದೀ ಗುಮಾಸ್ತೇ ರುಜು.

32

(General Serial No. 30)

OFFICE OF THE
12170
8 MAR 92
1839
DEWAN OF MYSORE

1892

From The Excise Commissioner in Mysore.

SECTION 5.92
FILE NO. 3D To 81-92
SERIAL NO. 1

To The Chief Secretary to the Dewan of Mysore

Dated
Despatched } 7 March 1892
Received

Enclosures No.

General No. 1424
No. 139

Submits for orders Requesting of abolishing the Sale of "Byle jajery" (Right of Vending Bagni Toddy at fairs and festivals.

Head Asst. Urgent.

Please put up references about Bagni Toddy & "Byleejajary, together with a statement of the revenue derived from these items for the last 5 yrs.

8/3/92

Read 8.3.92 Gl Records ... Annual ... Statement is under preparation ...

8.3.92

GA 4-4-92

No. 1424
139

Excise Commissioner's Office
Bangalore 7th March 1892

(1)

From

The Excise Commissioner
in Mysore

To

The Chief Secretary
to the Dewan of Mysore

Sir,

In forwarding herewith

1. Letter No. 91 dated 14th April 1891 from the Deputy Commissioner Kadur District with original enclosures.
2. Docket No. 1289/85 dated 15th August 1891 from the Deputy Commissioner Shemoga District.
3. Letter No. 579 dated August 1891 with original enclosures

Copy of the marginally noted correspondence for the orders of Government, I have the honor to state that I concur with the Deputy Commissioners of Kadur, Shemoga and Hassan Districts in the opinion that the sale of the monopoly to vend Bagni toddy at fairs and jatras called

"Bylujajery" should be abolished from 1st April 1892, as it is superfluous and must properly merge in the sale of the right to vend Bagni toddy.

2. The system in question does not prevail in any part of the Shemoga District. It exists only in the Mudigere' taluk of the Kadur District, and Manjerabad and Belur taluks of the Hassan District. The average revenue from this source is only Rs. 370 and Rs. 800 respectively for the Kadur and Hassan Districts.-

3. At present no licenses are issued for the vend of Bagni toddy. This is contrary to the provisions of section 12 of the Excise Act. I am of opinion that the Deputy Commissioners should be directed to issue licenses somewhat similar to the date toddy licenses, fixing uniform selling prices. The Deputy Commissioner

have

proposed the following rates 25

District	Rates	
	Rs. A. P.	
Shemoga	0 — 1 — 6	in Talug head quarters
	0 — 0 — 6	elsewhere
Kadur	0 — 1 — 0	throughout the District.
Hassan	0 — 1 — 0	do do

I have the honor to be
Sir
Your most obedient servant
R. Lyall
Excise Commissioner
BR in Mysore

No. 91 Chickmagalur 13th April 1892

36

1/a

From

The Deputy Commissioner

Kadur district

To

The Excise Commissioner

in Mysore

Sir,

I have the honor to forward herewith correspondence ending with Mudgere Amildar's Report No. 1152 dated 17th March 1890 on the subject of the sale of Bailyajari (Bagani Toddy) together with Mr. Raghavendra Row's (General Assistant Commissioner) notes thereon.

I also enclose herein a Copy of Memorandum drawn on the subject together with the remarks of Mr. Narasimiengar, 2nd Assistant Commissioner.

I send these with a view that if you think proper you may obtain the necessary information regarding the working of this item as it obtains in the Manjarabad and Belur Taluks of the Hassan District, and pass

such orders thereon as you may deem fit.—

I have &c.

/Signed/ V. Raghavendra Rao

For Deputy Commissioner

Kadur district

From

The Deputy Commissioner

Shimoga district

To

The Excise Commissioner

in Mysore

Dated 15th August 1891

No. 1289/83

His docket No. 133/4 dated 18th April last, requesting opinion regarding the abolition of the sale of the right to levy tax or Baidjapy on the Head of Bagani Toddy brought for sale at Santés.

In reply to the above has the honor to state that the system in question does not obtain in this District. The undersigned quite concurs with the views expressed

by the Deputy Commissioner of Kadur.

In the Malnad and semi malnad Taluks of this District, Bagani Toddy is sold by public auction "Villagewar" or by group of villages on a petty contract system and is generally purchased by local professionals, Kolipikes &c., who sell the Toddy by retail wherever necessary.

Signed Abdul Rahiman
Deputy Commissioner
Shimoga

No. 579

Deputy Commissioner's Office
Hassan district
Dated Hassan August 1891

To

The Excise Commissioner
in Mysore

Sir,

With reference to your docket No. 132/3 of the 29th April last requesting an expression of my opinion regarding the sale of Bagany Toddy at Fairs and jattras called "Byla Jagery", I have the honor to state as

follows:-

The right to draw and vend Bagaway Toddy is sold villagewar in the Manjeshwar and Belur Talukas of this District where Bagaway trees are numerous and the average realization for the last 10 years from this source is Rs. 2,434-11-9 per annum as shown in the enclosed list. By this sale the Contractor is supposed to draw, consume or sell Toddy within the limits of each village but in case of exporting toddy for sale in fairs and jatteras, the seller is subject to another tax from Bylajagery Contractor who levys the fee at his pleasure not exceeding 0-1-6 pie per seer (Jail measure).-

The average realization from Bylajagery source for the last 10 years is Rs. 802-3-0 per year as shown in the annexed statement.

Thus there are two kinds of sale for one and the same item of Bagaway Toddy.

The one is for the right of drawing, Consuming and vending Toddy in villages.

The other is for exporting and selling Toddy in Sautés and jatras called Bylajagiry.

As the 2nd sale is superfluous and opposed to the present practice of selling of date toddy, which the Contractor is allowed to vend both within the limits of villages and in sautés and jatras without any additional tax, I am of opinion that it would be better if one uniform system is adopted for the sale of both kinds of Toddy by abolish= =ing the sale of "Bylajagere" if there be no objection

In advocating the abolition of the sale of "Bylajagere", I would recommend that a system of issuing licenses fixing the rate for vending Toddy in villages and in sautés and jatras subject to the payment of Mohaturfa tax by the sellers, may be introduced as is done in the case of date Toddy.—

I have &c

/Signed/ Gopaliengar
For Deputy Commissioner
Hassan Dt.

Copy

D Wyngate
Excise Commissioner
in Mysore

(General Serial No. 30.)

41

OFFICE OF THE DEWAN OF MYSORE
9060
15 FEB. 93
R 2304

2.

SECTION S. R. 189.
From
FILE No. 30-17/1-23
SERIAL No. 2
To

The Excise Commissioner in Mysore.

The Chief Secretary to the Dewan of Mysore.

Dated 13th February 1893.
Despatched 14
Received

Enclosures No.
General No. 4361
No. 269.

Sir,

I have the honor to solicit the favor of early orders on the above.

I have the honor to be,
Sir,
Your most obedient servant,
L. Micketts
Excise Commissioner in Mysore.

Rec. urgent Mch 15/2/93.

Refce submitted:- When a search was being made for another reference in the current records on the 16th March 1893 the refce under by B. Sankaranujeh. abstract was found in a duffer there, with two slips attached thereto endorsed thereon an Entry dated 16.4.92 this reminder that had been sent to the Records for refce was received on the 21st March to the effect that the refce: are not traceable In docket No 65 217 dated R-T 291-92 15th (12/13) March 1893 the Excise Commr has been asked to revise the Rules for regulating the sale of Bagani Toddy, draft of which was submitted by him for approval. In para (1) of Condition 5 under Rule V of these Rules, provision has been made for the Byloggir being included in the general right to sell Bagani Toddy. After receipt of a report from the Excise Commr, with the revised draft Rules ~~revised~~ when approved disposes of this reference.

Recd 16/2 AM 23/3

Submd 21/2/93

Submitted herewith is a letter from the Excise Commissioner in Mysore No 269 dated 13th February 1893 proposing the abolition of the separate sale of "Bailje-jjari" or the monopoly of the vend of Bagani toddy at fairs or jatras.

2. The Excise Commissioner has the honor to solicit the favor of early orders on the above.

3. The Excise Commissioner in Mysore is requested to report whether the proposal to abolish the separate sale of "Bailje-jjari" or the monopoly of the vend of Bagani toddy at fairs or jatras is to be carried out.

Bangalore
22nd February 1893.

Chief Secretary to the Dewan of Mysore.

To
The Excise Commissioner in Mysore.

with whom was the
letter of 7th March/92
found? I want his
explanation for keeping
it so long -

~~Have~~ Does the Draft
alleged to contain
any other papers? Please
let me see it. Mrs
3/4/93

[illegible] Transmit this opinion [illegible]

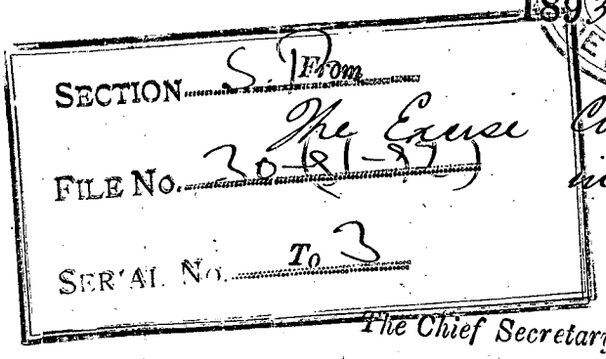
The Opinion is herewith
sent -

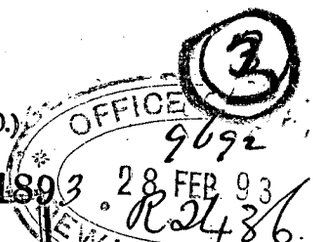
S.G
3/4

Please have these papers put with
with the file connected.

P.L.S.
4/7/93

(General Serial No. 30.)





9692
1893 R2486.

The Excise Commissioner in Mysore

The Chief Secretary to the Dewan of Mysore.

Dated 25
Despatched 27 } February 1893.
Received

Enclosures Nos 2.

General No. 4571
No. 285

~~In reply to~~

SUBJECT.

Forwards for approval and publication in the Gazette, a draft Notification embodying Rules to regulate the sale of Bagni toddy

Rev.
Nov 28/2
P 28/2/93

References (to be entered only in the Dewan's Office).

Nil.

Draft submitted with certain suggestions noted in pencil in the draft Notfn.

Read 1/3

4/3

No. 4571/285 (Encs. 2.) Excise Commissioners office
Bangalore 25th February 1893

3

From

The Excise Commissioner
in Mysore

To

The Chief Secretary to the Dewan
of Mysore

Sir,

I have the honor to submit herewith, for approval and publication in the Gazette, a draft Notification embodying Rules to regulate the sale of Bagni toddy. It is not sought by these Rules to introduce any material change in the existing system, but simply to legalize the system under the provisions of the Excise Act, and to enforce a uniform procedure in the Districts in which the Bagni toddy is sold, viz Hassan, Kadur and Shimoga. The Deputy Commissioners have been consulted on the subject, and they are in favor of the measure.

2.

46 3/a

GENERAL.

Draft NOTIFICATION.

~~The 14th January 1893.~~

No. ~~11813—R. F. 233-92.~~—Under Sections 20 and 55 of the Excise Act XXII of 1881, as extended to Mysore by Regulation III of 1885, the Government of His Highness the Maharaja make the following rules:—

PART I.

SYSTEM OF FARMING THE EXCLUSIVE PRIVILEGE OF SELLING ~~DATE~~ Bagni TODDY, ~~MODE OF SUPPLYING TODDY TO LICENSED VENDORS~~, AND THE GRANT OF LICENSES AND PASSES.

I. The exclusive privilege of ~~selling Date~~ drawing Toddy from Bagni trees (Sago-palm) consuming and selling the same for each year or any period that may be specially fixed by Government shall be disposed of by sale by public auction, in the Districts of Hassan, Kadur and Shemoga by the respective Deputy Commissioners.

II. For the purpose of selling the exclusive privilege, the Vend farms shall be divided into ~~the following classes:—~~ villages or groups of villages with due regard to local circumstances and the wants of the Chalvad population.

1. Where a grove or group of groves, and the shops which are usually supplied by it, are so situated, that the whole geographically is in one compact tract, the right of drawing toddy from such grove or group of groves and selling the same in such shops, shall be farmed separately; but when the number of shops supplied from a grove or group of groves is more than six, the grove or group of groves shall, with due regard to all local circumstances, be so divided that each division may fully supply the number of shops to be attached to it. The shops supplied as above, and the grove or group of groves so supplying them, shall together form the ordinary toddy farm which shall be designated "*direct supply* (*Aiyn*) *farm*."

A. Direct supply farms (*Aiyn*)

2. Where a grove or group of groves is capable of supplying, or has usually supplied, shops other than those attached to it under the "direct supply" system, the farmer of such grove or group of groves shall undertake to give at a price not exceeding the maximum rate specified in his agreement, the supply required for such other shops (which shall be enumerated in his agreement), in addition to supplying the particular shops attached directly to the grove or group of groves in question. Such a farm shall be called a "*direct and aiding* (*Aiyn Kumki*) farm." Endeavour shall be made to avoid, wherever possible, such a dual arrangement as the above, by dividing the grove or group of groves in question, in such a manner as to form out of it a "direct supply farm," and a "grove farm," and assigning the latter for the service of a convenient "*Shop farm*."

B. Direct supply farms aiding other farms (*Aiyn Kumki*.)

3. Where a shop or shops situated in a compact tract depend for their supply upon groves situated at a distance (whether or not in the same Taluk or District), such shop or shops shall be farmed (without any groves attached to them) but upon the condition of the farmer buying his supply—

C. Shop Farm.

either (*a*) from specified "*direct and aiding* (*Aiyn Kumki*) farms,

or, (*b*) from a specified "*grove farm*" to be

hereafter defined, by paying such price as he may be able to arrange with the holder of the "*direct and aiding farm*" or the "*grove farm*," subject however to the maximum price named in the agreement of the last named farm. A farm for shops only shall be called a "*shop farm*." The holder of every "*shop farm*" shall, wherever possible, be given a "*Grove farm*" capable of supplying his shops, thereby making him independent of other farmers as far as possible.

4. Where groves exist which are not required to be included in any "*direct supply farm*" or "*direct and aiding farm*," they shall be separately farmed, and such farms called "*grove farms*." The toddy drawn under such farms shall not be sold to the public, but may be sold to any "*shop farm*" or used, in very exceptional cases, for the manufacture of jaggery and sugar under Government supervision. The number of persons holding "*grove farms*" without "*shop farms*" in which the produce can be used, shall be as small as possible.

D. Grove Farm.

5. Pending the settlement of Toddy Revenue due to Inamdars and Kayamguttadars, the right of those entitled to Toddy Revenue shall be farmed separately, and not mixed up with Government farms; such farms shall be called "*farms in alienated villages.*"

E. Farms in alienated villages.

III. The sales shall not be conducted by ~~the Deputy Commissioner or an Assistant Commissioner authorized by the Deputy Commissioner in that behalf~~ any officer inferior in rank to a Deputy Amildar.

IV. The results of sales shall be reported without delay to the ~~Excise~~ Deputy Commissioner ~~without delay~~. who shall communicate the same to the Excise Commissioner.

V. The terms and conditions of sale and the grant of farms and issue of licenses shall be as follows:—

1. The exclusive privilege of selling ~~date~~ Bagni toddy in the aforesaid farms shall be put up to auction at upset prices, and knocked down to the approved highest bidder above those prices, subject to the formal confirmation by the Deputy Commissioner who will be at liberty to accept or reject the bid at discretion withoutassigning reasons for the same. Such formal confirmation will be tantamount to an acceptance of the bid. Should there be no bid above the upset price, the officer conducting the sale may lower the upset price at discretion. The condition and character of intending bidders may be enquired into; and the officer conducting the sale may, at the time of sale, refuse to receive the necessary deposit which entitles a bidder to bid, from persons regarding whom the result of such enquiries is not satisfactory. No former contractor or farmer who has been guilty of an infringement of the terms of his contract or of the Excise Laws or Rules shall be entitled to bid. The officer conducting the sale shall not be bound to accept the highest bid, should he consider it to be so extravagantly high as to afford apprehension of the lease breaking down. As a rule the results of the sales shall be confirmed except when it is believed that there has been combination among the bidders or when the character of the successful bidder is considered unsatisfactory or he is not believed to be solvent or fit to carry out the lease.

2. Parties intending to bid must attend either in person or by duly authorized agents, and no person shall be permitted to bid either on his own behalf or on account of any one else until he has deposited ~~Rs. 50, or such other reasonable amount as may be fixed by the officer conducting the sale~~. The deposits made by the unsuccessful bidders, and not forfeited as hereinafter provided, ~~will~~ shall be returned at the close of the sale. The successful bidder must, on the exclusive privilege being knocked down to him, ~~and before the next farm is put up for sale, deposit a sum~~ equal to one-twentieth of the amount of his bid, and within fifteen days of the confirmation of the sale having been notified to him by the Deputy Commissioner in writing, he must deposit such further sum as, with the former deposit, will make up an aggregate sum equal to three months' rent in cash or Government securities. Provided that, if the Deputy Commissioner considers it advisable, he may permit a deposit in cash or Government securities equal to only two months' rent, or such deposit ~~equal to one month's rent and personal security for three months' rent~~. If ~~the successful bidder~~ he fails to produce the aforesaid securities, the deposits already made shall be forfeited, and the exclusive privilege shall be immediately resold or otherwise disposed of as the Deputy Commissioner may direct.

3. Resales effected under para 2 shall be at the risk of the defaulting bidder who shall forfeit all gain, and in the event of a loss by the resale, shall make good the deficiency between the total amount payable by him for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the resale. In the latter case, the forfeited deposit shall be deducted from the loss arising from the resale; and the remainder, if any, shall be recovered from the bidder in the same manner as if it were an arrear of Land Revenue. Should, however, the forfeited deposit be greater than the loss by resale, the whole of such deposit shall be credited to Government.

4. The purchaser of the exclusive privilege shall sign an agreement binding himself to observe the conditions hereinafter set forth; and the agreement shall be executed within ten days of the expiry of the period of ~~fifteen~~ eight days above mentioned. If the purchaser fails or refuses to sign the agreement, all deposits already made shall be forfeited; and the exclusive privilege shall be resold at the risk and loss of the first purchaser as set forth in paras 2 and 3, or be otherwise disposed of. In the case of the purchaser's death after the confirmation of the sale, it shall be binding on his heirs or assigns.

~~5.~~ ~~A statement of shops in each farm, and the groves attached to each farm shall be shown to the intending bidders at the time of sale.~~

5 6. As soon as the agreement has been executed, the Deputy Commissioner shall issue a license in the appended Form A ~~to the purchaser of each farm assigning to the purchaser the exclusive privilege referred to therein,~~ subject to the following conditions :—

(1.) The exclusive privilege shall extend only to the sale of ~~Date~~ Bagni Toddy and shall not include the sale of ~~Bagani~~ Toddy; and it shall include the right to sell Bagni toddy to the general public at fairs and jatras, called "Baligejjari". date, palmyra or cocoanut

(2.) The amount for which the exclusive privilege has been purchased shall be payable by the licensee into the local Taluk Treasury on the prescribed printed chellans, furnished by the Government for the purpose, in equal monthly instalments commencing from the first month of the lease, together with the local cess of one anna on every rupee of such instalment. Each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent together with local cess thereon shall be payable on or before the 15th of the month following. The chellans shall be in triplicate in the appended Form ~~E~~. The original shall accompany the Treasury "Daily Cash" account sent to the District Treasury, the duplicate forwarded by the Taluk Treasury Officer to the Deputy Commissioner's Office, and the triplicate retained with the licensee.

(3.) The deposit made by the licensee shall be taken in payment of the instalments due in the last months of the period of the farm. Failing payment of each monthly instalment by the 15th of the next month, together with local cess, the Deputy Commissioner shall recover the same from the licensee or his surety, under the rules in force for the recovery of Land Revenue, together with interest at 6 per cent per annum. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(4.) The toddy shall be sold to the public at the rates from time to time prescribed by Government.

(5.) The toddy shall be sold pure as drawn from trees and shall not be adulterated or diluted in any manner, ~~in the farm depôts, if any, or in shops~~.

consumed and sold

(6.) The licensee shall keep true accounts of the quantity of toddy received ~~and issued to shop-keepers~~. The passes issued with the toddy transported shall be subject to examination and check by the Officers authorized on this behalf.

licensee shall be entitled to sublet the lease.

To form of license to be issued by Excise Officers is prescribed by the Excise Commissioner

(7.) The toddy shall not be sold except in shops duly licensed by the Deputy Commissioner in the prescribed form, and no new shops shall be opened without the previous sanction of the Excise Commissioner.

~~(8.)~~ The Deputy Commissioner may, whenever he thinks fit, direct any shops to be closed, or permit transfers of shops from one place to another.

8 (9.) The licensee shall not, during the term of the license, have any interest in the exclusive privilege of vending arrack in any part of the farm to which the license relates, nor permit any person having interest in the exclusive privilege of vending arrack in any part of the farm, to hold any share or interest in his exclusive privilege of selling toddy, nor shall he, during the term of his license, without the written permission of the Excise Commissioner, have any interest, direct or indirect, in any Toddy farm in any adjacent Districts of the Madras or Bombay Presidency or in any other adjacent Foreign State or Territory.

Bagni

9 (10.) The licensee shall be bound by the provisions of the Excise Laws and Rules in force, or by any additional rules which may from time to time be prescribed under the Excise Laws. The licensee shall use such measures as may from time to time be prescribed by Government, and provide himself with Permit books for the transport of Toddy, which books may be purchased from local Excise Officers.

10 (11.) The lease shall not be transferable except with the permission of the Excise Commissioner.

toddy shall not be drawn from young immature trees.

// (12.) The ~~Deputy Commissioner shall grant to each shop under the farmers a license in the appended Form B~~.

12. The licensee shall not have a right to enter upon the land of any occupant without his consent, nor lop the trees thereon. Land lessed reserved by Govern ment for the purpose of toddy revenue

(13.) The licensees of shop farms in the taluks bordering on British Territory, may import and export toddy from and to the Districts of Bellary, Anantapur, Cuddapah, North Arcot, Salem and Coimbatore in the Madras Presidency, subject to para 4 of Rule 170 in Chapter XI of the Standing Orders of the Madras Board of Revenue.

6 (14.) In case of any breach of the aforesaid conditions, or of the license, either by the licensee, or with his connivance or privity by any person in his employment, ~~or in the event of the licensee neglecting to open his shops or to carry on the business of his farm with due care and attention~~, it shall be competent to the Deputy Commissioner to impose upon the licensee of each vend farm a fine not exceeding the sum of Rs. 50, for every such breach, or at the option of the Deputy Commissioner to declare the money deposited with him forfeited, and to cancel the license and resell the exclusive privilege at the risk of the licensee, ~~or to place the farm under the management of Government~~. When a lease is cancelled, the rent for the whole period of the lease shall become due at once; and all loss caused to Government by the cancelment or resale of the lease, shall be made good by the licensee or his surety in the manner specified for resales under para 3 of Rule V above. All the amounts of such penalties and loss shall be recovered in the same manner as if they were arrears of Land Revenue.

7. The imposition of a fine or the forfeiture of deposit or the cancellation of the license under the last preceding condition, shall not be held to prevent the prosecution of the licensee or his agents or employés for any offence punishable under the Excise Laws or other enactments or rules for the time being in force.

VI. Of the amounts paid by the licensee into the Taluk Treasury as per chellans under clause (2) of Para 5 of Rule V, the rent shall be credited at once to the appropriate budget head "Excise Revenue," and the local cess to the head "Local Cess on Excise Revenue." The District Treasury Officers shall furnish to the Excise Commissioner monthly statements of realizations on account of Toddy rent and local cess thereon, under separate headings by dates in the form prescribed by the Comptroller.

VII. On receipt of the duplicate chellans referred to in clause (2) of Para 5 of Rule V, at the District Office, they shall be compared and verified with the figures in the monthly Abkari Revenue Statements No. 6 and 6A received from the Amildars. The Statements No. 6 and 6A compiled for the whole District shall then be forwarded to the Excise Commissioner's Office, where they shall be compared and verified with the Treasury monthly statements. The Excise Commissioner shall thereupon prepare Statements No. 6 and 6A for the whole Province and send them to the Dewan's Office after obtaining the Comptroller's certificate of credits.

PART II.

MISCELLANEOUS.

VIII. The duties to be performed, and the accounts, diaries and reports to be furnished by all Officers and Amildars, the executive members of the Excise Department and village officials, shall be such as may, from time to time, be ordered by the Excise Commissioner.

IX. Except as otherwise provided, all orders passed and proceedings taken by Officers of the Excise Department under the provisions of these rules, shall be subject to appeal to their immediate superiors, within two months from the date of the passing of such orders or proceedings.

X. The Officers of the Excise Department, and farmers ~~and shop-keepers~~ or their agents shall conform to such rules of practice as may, from time to time, be issued by the Excise Commissioner, not inconsistent with the provisions of the Excise Act and these rules.

XI. The following persons are hereby empowered to grant passes or permits for possession or transport of toddy in such forms as may be prescribed by the Excise Commissioner :—All the members of the Excise Department not below the rank of Abkari Inspector, Assistant Commissioners, Amildars, Sheristadars, Shekdars, and farmers or their agents.

XII. Date trees shall be tapped only by professional men. Young immature trees that have stems less than three feet from the springing of branches, shall not be tapped. Provided that in places where the trees are stunted in growth, an exception may be made by the Deputy Commissioner, the age of the trees being taken into consideration after due enquiry.

XIII. Date trees for tapping for the purpose of extracting toddy shall be reserved. Licenses for cutting and removal of leaves by professional rope-makers, basket-makers, &c., and by agriculturists, under such rules as may be issued by Government under the Forest Regulation, shall be restricted only to the groves or trees not reserved for the purposes of toddy revenue, and may extend, in groves or trees reserved, to the removal of date leaves cut by toddy farmers for the purpose of drawing toddy.

By Order,
T. ANANDA ROW,
Chief Secretary.

A.

License granted to Toddy Farmer in the district of

I, Deputy Commissioner of the District, under the provisions of the Excise Act, hereby appoint you, son of residing at to be the renter of the exclusive privilege of vending toddy in the toddy farm of in the Taluk of , in the District of , from the 1st day of 18 to the day of 18 , subject to the following conditions and stipulations to be observed by you, the said

CONDITIONS.

1. The exclusive privilege conferred by the license extends only to the vend of toddy for consumption within the farm, and shall not include the sale of Bagani toddy.

2. The Deputy Commissioner shall be at liberty to issue licenses for the sale of foreign liquors, for the manufacture and sale of beer, and for the manufacture and sale of spirits.

3. (1) The amount for which the privilege above described has been purchased, together with the local cess thereon, shall be payable into a Government Treasury in equal monthly instalments on the 15th of the month following that to which the payment relates.

(2) If the deposit made by the licensee be in cash, it will be taken in payment of the instalments due in the last months of the period of the lease. If the deposit is in Government Promissory Notes which he wishes to retain, they will be returned to him on payment of the whole of the rental due by him, otherwise they will be sold, and the sale proceeds taken towards the payment of the instalments due in the last months of the period of the lease, any balance still due being recovered as if it were an arrear of Land Revenue. Failing payment by the 15th of each month, the Amildar will immediately issue notice of re-sale of the licensee's exclusive privilege not later than the 5th of the following month, and will re-sell it on the day fixed. In that case the deposit will be applied to cover any arrears which may be due, and the loss, if any, sustained by Government by such re-sale; and if it shall be more than sufficient to do so, the balance will be forfeited. If, however, the deposit should fall short of the arrears due and of the loss by the re-sale, such arrears and losses together with interest, shall be recovered by the attachment and sale of the property of the defaulter and of his sureties, if any, under the rules in force for the recovery of the arrears of Land Revenue.

(3) The re-sale referred to, will, however, be subject to formal confirmation by the Deputy Commissioner who shall be at liberty to accept or reject any bid at discretion. Such formal confirmation will be tantamount to an acceptance of the bid. The accepted bid will represent the amount which is to be paid for the remaining period of the lease for the exclusive privilege.

(4) If the Deputy Commissioner does not confirm the re-sale, he may make such other arrangements as may appear advisable for the remainder of the period of the lease, in which case he shall serve a notice on the licensee informing him of the nature of the arrangements made.

4. (1) (*a*) The licensee of a "direct supply farm" shall obtain the supply of toddy only from the grove or groves specially assigned to him.

(*b*) If the number of trees in the above farm be more than the requirements of the shops attached thereto, the licensee shall supply any other Government farmer at ghadas or seers per rupee according to the existing custom. The grove may, at the discretion of Govern-

A

B.

Bagni

~~RETAIL~~ TODDY LICENSE.

Register No.

Name of License-Holder.

~~Name of Vendor or Shopman.~~

Locality. { Taluk. / Village / ~~Street and Door No.~~

I, , Deputy Commissioner of the District, do hereby grant a license for ~~the retail vend~~ of toddy to in the District of in the Taluk of , on the following conditions : — ~~as well as those specified in the agreement executed by the farmer :~~

possession, consumption and Sale

I. This license is not transferable by sale, gift, mortgage or otherwise, and no persons other than those mentioned in the license shall have power to act under it.

II. The license-holder shall obtain his toddy from the ~~Government farmers.~~ bagni trees within his farm. All toddy removed from the farm shall be covered by a permit ~~granted by an officer or other person duly authorized in this behalf, and the conditions thereof shall be strictly observed by all the parties concerned~~ in the prescribed form.

III. Sale of toddy shall be made only in the shop for which this license is granted and not elsewhere, upon any pretext whatever.

IV. Diluted or adulterated toddy shall not be sold, nor shall toddy be sold after the expiration of two days from the date on which it was drawn. ~~If the vanam or grove be within 10 miles, the toddy shall not be more than 24 hours old ; if 20 miles, it shall not be more than 48 hours old ; if obtained from places further off, it should be dawked in carts or pakali bullocks or ponies, &c.~~

V. The license-holder shall not give toddy, in any quantity whatever, either directly or indirectly, to any European Non-Commissioned Warrant Officer, or private soldier, or to any European, East Indian, or Native woman wearing European clothing connected with or related to men of these classes; nor to a Police or Excise Officer or Railway Servant while on duty. He shall not permit disorderly behaviour on his premises, nor suffer any gambling whatever therein, and shall not knowingly permit persons of bad character to meet therein, nor permit any person to take toddy in any such quantity as to produce intoxication. He shall also furnish, when called upon, information of suspicious characters to the Magistrate or Police Officer. He shall further be prohibited from knowingly selling or giving toddy to any person under 12 years of age.

VI. The license-holder shall not sell to any person more than 3 measuring seers of toddy to be consumed on his premises. Unless he holds a pass, he shall not allow any one to take out of his shop more than one Imperial quart, with the exception of bakers who are permitted to purchase and remove the quantity of toddy specified in the pass held by them.

VII. The license-holder shall not sell toddy on credit but only for ready money, and shall not receive grain, jewels, goods, wearing apparel or any other property in barter or pawn. He shall not sell toddy after ~~The shop shall be closed by~~ 9 P. M., or ~~and not opened~~ before 6 A. M., unless under special permission of the Taluk Magistrate on occasions of Native festivals, &c.

VIII. Where toddy is sold in a building, it shall have only one door, and no windows, &c., shall be allowed in its rear or at the sides. The bar where toddy is sold shall be opposite to the entrance door, and so situated that all persons inside the ~~shop~~ building can be seen by any one passing to and fro in the street, and no second room shall be kept open for customers.

~~VIII~~ IX. The license-holder shall not sell toddy at rates lower than the minimum price fixed hereunder:—

In District Head-quarters per measuring seer as fixed in the farmer's lease. In kasabas of Taluks per measuring seer. In villages per measuring seer. Sign-boards with the names of the farmer, the license-holder and vendor painted thereon, shall be affixed to a conspicuous part in front of the ~~shop.~~ premises.

(*a*) He shall keep an account of toddy received and consumed sold daily.

(*b*) The seer which regulates the foregoing prices shall be equal to an Imperial quart, twenty-four whereof shall go to one gada.

X. This license is granted subject to the conditions aforementioned, ~~and subject further to the terms of the agreement executed by the farmers in so far as they may be applicable to the holder of this license~~ and subject to the provisions of the rules already published or which may hereafter be published, under the provisions of the Excise Act XXII of 1881 or any other Regulation for the time being in force.

XI. The Deputy Commissioner of the District may, on occasion of troops marching through, or whenever a serious disturbance of the public peace is apprehended on reasonable grounds, cause all toddy ~~shops~~ sales to be stopped in the immediate vicinity ~~to be kept closed~~ for such time as he shall direct.

XII. This license shall continue in force till the 18 and no longer.

Dated 189 .

Deputy Commissioner,
District.

COUNTERPART AGREEMENT TO BE EXECUTED BY ~~RETAIL~~ TODDY ~~SHOP-KEEPERS~~. Bagni vend farmers.

I, residing at having been licensed by the Deputy Commissioner of District to sell toddy ~~in the shop~~ at Bagni in the Taluk of from day of 189 to day of 189 , do for myself, my heirs, my legal representatives and assigns, hereby agree with the said Deputy Commissioner, that I will well and truly observe and perform the conditions and stipulations contained in the license No. dated the day of 189 , issued to me by the said Deputy Commissioner.

Dated the day of 189 .

(*Signature.*)

B Q.

(ಗುತ್ತಿಗೆದಾರರಲ್ಲಿ ಇಟ್ಟುಕೊಳ್ಳತಕ್ಕ ಪ್ರತಿ.)

ನಂಬರು

ಮಾಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೆಜರೀ ಆಫಿಸಿಗೆ

ತಾಲ್ಲೂಕು ಮಜಕೂರು ನಿಂದ

ಈ ಕೆಳಗೆ ನಮೂದಿಸುವ ಬಾಬುಗಳಿಗೋಸ್ಕರ ಅಕ್ಷರದಲ್ಲೂ

ರೂಪಾಯಿಗಳು ಆಣೆ

ಜಮಾ ಬಗ್ಗೆ ರವಾನಿಸಲ್ಪಟ್ಟಿರುತ್ತೆ

ಗುತ್ತಿಗೆದಾರನ ಹೆಸರು

~~ಜೊಕ್ಕಾ ಯಾ ವನಪ ಹೆಸರು~~

ಸರ್ಕಾರೀ ಆಕಾ ಉನಾಂ

ಖಿಸ್ತು ಬಾಬತು ಐಗ

ಲೋಕಲ್‌ಸೆಸ್ಸು

ಬಡ್ಡೀ

ನೋಟೀಸ್ ಫೀ

ಜುಮ್ಲಾ

ಗುತ್ತಿಗೆದಾರ್ರ ಯಾ ಯೇಜಂಟ್ರ ರುಜು

189 ನೇ ಮಾಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೇ

ಲೆಕ್ಕಕ್ಕೆ ಜಮಾ ಹಿಡಿದಿರುತ್ತೆ.

ಟ್ರೆಜರೀ ಆಫಿಸರವರ ರುಜು ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದೀ ಗುಮಾಸ್ತೇ ರುಜು.

B Q.

(ಡಿಸ್ಟ್ರಿಕ್ಟು ಕಛೇರಿಗೆ 'ಸಿ' ಲೆಕ್ಕ ದೊಡನೇ ರವಾನಿಸತಕ್ಕ ಪ್ರತಿ.)

ನಂಬರು

ಮಾಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೆಜರೀ ಆಫಿಸಿಗೆ.

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ಜಮಾ ಬಗ್ಗೆ ರವಾನಿಸಲ್ಪಟ್ಟಿರುತ್ತೆ

ಗುತ್ತಿಗೆದಾನ ಹೆಸರು

~~ಜೊಕ್ಕಾ ಯಾ ವನಪ ಹೆಸರು~~

ಸರ್ಕಾರೀ ~~ಆಕಾ ಉನಾಂ~~

ಖಿಸ್ತು ಬಾಬತು ಐಗ ಬಗನೀಶೇಂಬಿಸುಕ್ತಿಗೆ

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ಗುತ್ತಿಗೆದಾರ್ರ ಯಾ ಯೇಜಂಟ್ರ ರುಜು

189 ನೇ ಮಾಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೇ

ಲೆಕ್ಕಕ್ಕೆ ಜಮಾ ಹಿಡಿದಿರುತ್ತೆ.

ಟ್ರೆಜರೀ ಆಫಿಸರವರ ರುಜು ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದೀ ಗುಮಾಸ್ತೇ ರುಜು.

B Q

(ಡಿಸ್ಟ್ರಿಕ್ಟು ಕಛೇರಿಗೆ ಕಳುಹಿಸತಕ್ಕ ಪ್ರತಿ.)

ನಂಬರು

ಮಾಹೆ ನೇ ತಾರೀಖು 189 ನೇ ಇಸವಿ

ತಾಲ್ಲೂಕು ಟ್ರೆಜರೀ ಆಫಿಸಿಗೆ.

ತಾಲ್ಲೂಕು ಮಜಕೂರು ನಿಂದ

ಈ ಕೆಳಗೆ ನಮೂದಿಸುವ ಬಾಬುಗಳಿಗೋಸ್ಕರ ಅಕ್ಷರದಲ್ಲೂ

ರೂಪಾಯಿಗಳು ಆಣೆ

ಜಮಾ ಬಗ್ಗೆ ರವಾನಿಸಲ್ಪಟ್ಟಿರುತ್ತೆ.

ಗುತ್ತಿಗೆದಾರನ ಹೆಸರು

~~ಜೊಕ್ಕಾ ಯಾ ವನಪ ಹೆಸರು~~

ಸರ್ಕಾರೀ ಆಕಾ ಉನಾಂ

ಖಿಸ್ತು ಬಾಬತು ಐಗ ಬಗನೀಶೇಂಬಿಸುಕ್ತಿಗೆ

ಲೋಕಲ್‌ಸೆಸ್ಸು

ಬಡ್ಡೀ

ನೋಟೀಸ್ ಫೀ

ಜುಮ್ಲಾ

ಗುತ್ತಿಗೆದಾರ್ರ ಯಾ ಯೇಜಂಟ್ರ ರುಜು

189 ನೇ ಮಾಹೆ ನೇ ತಾರೀಖಿನಲ್ಲಿ ದಾಖಲಾಗಿ ಖಜಾನೆ

ಲೆಕ್ಕಕ್ಕೆ ಜಮಾ ಹಿಡಿದಿರುತ್ತೆ.

ಟ್ರೆಜರೀ ಆಫಿಸರವರ ರುಜು ಮೊಹರು.

ಸರಾಫನ ರುಜು.

ನಗದೀ ಗುಮಾಸ್ತೇ ಜುರು.

Schedule of Rates.

No.	Names.	1st Class.			2nd Class.			3rd Class.			4th Class.		
1	On every four wheeled carriage	0	12	0	0	8	0	0	6	0	0	6	0
2	Do two do (with springs) ..	0	8	0	0	6	0	0	4	0	0	3	0
3	Do loaded carts	0	8	0	0	6	0	0	4	0	0	3	0
4	Do empty carts.	0	5	0	0	4	0	0	3	0	0	2	0
5	Do loaded horses, animals with horns and mules.	0	3	0	0	2	0	0	1	0	0	1	0
6	Horse or tattu (loaded or unloaded) ..	0	3	0	0	2	0	0	1	0	0	1	0
7	Unloaded horse, animals with horns and mules..	0	2	0	0	1	0	0	0	6	0	0	6
8	Asses, if laden or unladed ..	0	1	0	0	1	0	0	0	6	0	0	6
9	Camels (loaded or unloaded) ..	0	4	0	0	3	0	0	2	0	0	2	0
10	Sheep and goat ..	0	0	3	0	0	3	0	0	1	0	0	1
11	Palanquin ..	0	12	0	0	8	0	0	8	0	0	4	0
12	Dholi or tonjon	0	6	0	0	4	0	0	4	0	0	2	0
13	For man and woman (except children of 12 years of age.)	0	1	0	0	0	6	0	0	3	0	0	3

The 2nd February 1890.

Notice is hereby given for general information that, in accordance with Excise Commissioner's Docket No. 2903—318, dated 11th January 1890, the right to tap Bagani trees and to sell Bagani Toddy in the undermentioned Taluks of the Shimoga District for two years, *viz.* from 1st April 1890 to 31st March 1892, will be sold villagevar or in groups of villages by public auction by the Amildars or Sheristadars of the respective Taluks before the Taluk Cutcherry on the dates specified against each subject to the conditions hereinafter set forth :—

	Taluks.	*Date of Sale.*
1.	Shikarpur	Saturday, the 1st March 1890.
2.	Sorab	Tuesday, the 4th March 1890.
3.	Sagar	Friday, the 7th March 1890.
4.	Nagar	Monday, the 10th March 1890.
5.	Tirthahalli	Wednesday, the 12th March 1890.

2. The farm in each case will be knocked down to the highest bidder (the bids as far as possible not being less than those of previous years) subject to confirmation by the Excise Commissioner, to whom the sale proceedings will be sent and who reserves to himself the power of rejecting the highest or any bid without assigning any reason for so doing.

3. Parties intending to bid must attend either in person or by duly constituted agents, and no person will be permitted to bid until he has deposited a sum equal to 5 per cent of the upset annual rent fixed. The deposits of all unsuccessful bidders will be returned to them at the close of the sale.

4. The highest bidder whose bid is recommended through the Deputy Commissioner for confirmation by the Excise Commissioner will be required, in the case of the bid being Rs. 10 or less than Rs. 10, to pay up the entire sum of his bid then and there to the officer conducting the sale, and in all other cases to deposit at once a sum equal to 1-12th of the annual rent engaged for, inclusive of the deposit already made by him. On the decision of the Excise Commissioner being announced, he will be required, within 8 days of such announcement, to deposit with the Amildar inclusive of the previous deposits, a total sum equal to one-fourth of the annual rent engaged for, either in cash or in Government securities duly endorsed in favor of the Excise Commissioner, as security for the due fulfilment of the contract, or he may furnish one-half of the security above required in cash or in Government securities duly endorsed as above and the remaining half in immovable property of value equal to double the amount, free of all claims and encumbrances. He shall further execute an agreement in the usual form on proper stamp paper, binding himself to conform to the conditions herein set forth.

5. If he fails to furnish the deposits required in the preceding para or refuses to execute the agreement required, any deposits already made will be forfeited to Government and the farm resold or otherwise disposed of, any loss resulting from such resale or other disposal of the farm being recovered from him by attachment and sale of his property under the rules in force for the recovery of arrears of land revenue.

6. The conditions prescribed for the fulfilment of the Date and "Ichal" Toddy Contract, are applicable to the farm of Bagani Toddy also.

7. Any information respecting the revenue and other particulars of the Bagani Toddy of the past years may be obtained on application to the Amildars or Sheristadars concerned.

Taluk.	Class of Ferry.	Name of Ferry.	Date of Auction.	Remarks.
Shimoga	2nd Class.	Holehonnur, Bhadra River	Wednesday, the 2nd April 1890.	
	4th Class.	Benkipur do		
	Do	Kagikodamaggi do		
	Do	Kudli do		
	Do	Mangoti do		
	Do	Gaznur, Tunga River		
Channagiri ..		Nil. Nil.		
Hounali ..	1st Class.	Honnali, Tungabhadra River ..	Monday, the 7th April 1890.	
	4th Do	Kammaragatte do		
	Do	Hiregonigeri do		
	Do	Sasvehalli do		
	Do	Hanagavadi do		
	Do	Govinakovi do		
	Do	Chulur do		
Shikarpur ..	3rd Class.	Gabbur or Ambaragoppa, Kumudvati River	Friday, the 11th April 1890.	
	4th Do	Kotigrama do		
	Do	Kalkoppa do		
	Do	Mugalageri do		
	Do	Nimbegondi do		
	Do	Churchagundi do		
	Do	Isur do		
	Do	Basavanahalu do		
Sorab ..	4th Class.	Joladaguddi, Varada River	Tuesday, the 15th April 1890.	
	Do	Kudavi do		
	Do	Ballebail do		
	Do	Kerehalli do		
	Do	Telagadde do		
	Do	Bankasana do		
	Do	Sabar do		
	Do	Hasave Halla do		
	Do	Hadaga do		
Sagar .	4th Class.	Kagarasu, Kusavati River	Monday, the 21st April 1890.	
	Do	Edakunda Herebashara		
	Do	Haliyanakoppa Puttur		
	Do	Setuhole, Hadakere		
	Do	Haraduru		
	Do	Channagonda		
	Do	Hamse, Saravati River		
	Do	Kudlu do		
	Do	Suluru } Saidur		
	Do	Kallagundi }		
	Do	Do do		
	Do	Kanle, Varada River		
Nagar ..		Nil. Nil.		
Tirthahalli ..	4th Class.	Mandagadde, Tunga River	Monday, the 28th April 1890.	
		Byagavalli do		
		Haddur do		
		Kodagi do		
		Tirthamattur do		
		Holikoppa		
		Hospete		

(General Serial No. 30,) 47

1892-93

(4)

SECTION ~~From~~ C.B.

FILE No. 30-81-9 The Chief Secretary to the Dewan of Mysore.

SERIAL No. To The Excise Commr in Mysore.

Dated 15th March/93

Despatched

Received

Enclosures No.

General No. 15217

No. R 7-291-92

Requesting that the proposed draft of Rules for regulating the Sale of Bogani Toddy may be revised & printed in half margin & a number of copies of them submitted to Govt.

References to be marked.

Mysore Govt. C. Press, Bangalore.—9-1-93.—3,000.

Draft D&W Executive

Revr — 48

Dis

~~Excise Commissioner's~~

letter No 457/285 dated 25th February 1895 submitting for approval, ~~of Govt~~ draft of a notification embodying Rules to regulate the sale of Bagani Toddy.

No 15217 D/15-3-95
R.F. 291-92 17

The Undersigned has the honour to request that the proposed draft of Rules may be printed in 2 columns and a number of Copies thereof be submitted for the consideration of Government. The Notification should be taken for carefully revising the proposed draft — For instance the heading of Part I which at present applies only to ~~Selling~~ sale of Toddy requires to be modified so as to make it embrace

order thereon: —

The following Rules for regulating the drawing, possession and sale of Bagani Toddy together with their appendices A and B submitted by the Excise Commissioner, are approved and forwarded to the Compiler Mysore Gazette, for publication in English as well as in Kannada in the next and two following issues of the Mysore Gazette.

2. The Compiler, Mysore Gazette, will be required to supply the Revenue and Excise Commissioner's office with 250 English and 200 Canarese Spare Copies respectively of the foregoing Rules.

50 for the Revenue Office
200 for the Excise Commr's Office

W. M.
Chief Secretary.
4/1/93

(Here ends Notifn).

To the Excise Commr in Mysore
" The Compiler, Mysore Gazette.

With the Rules in that Part we shall have to do. Having today also. Again what is proposed to sell (taking the Act as it stands) is the exclusive privilege not only of drawing & selling today but also of consuming it! Surely this is not what is meant

50

Rights of Coffee Estates holders
and Petkals as embodied
in the Rules under the
Act & in the orders
of the Chief Commr. printed
at page 206 of the Revenue
Compilation 1907 in
so far as those rules
may now be in force &
subject to subsequent
modifications if any
should be carefully
protected by provisions
to be inserted in the
proposed Rules - A copy
of the terms of sale where
sales are now held and
of the terms of license where
licenses are now issued
under rules for those
should also be noted
by reference to the provisions
of the Regn. of Kanara
Canara & Shimoga

(57) 52

(General Serial No. 30.)

1893 1314 1st AUG. 93 R 361

Submitted with office note 8/8 12/8/93

From

SECTION S.R. ~~The Excise Commissioner~~ *in Mysore.*

FILE No. 30-81-92

SERIAL No. 5 *The Chief Secretary to the Dewan of Mysore.*

Dated 29th July 1893.

Despatched 1st August

Received

Enclosures No. 14

General No. 375

No. 55

In reply to the Chief Secretary's docket No. 15217 dated 15th March 1893

SUBJECT. 291-92.

Forwards eight printed copies of the proposed Bagani Toddy Rules, together with the views of the Deputy Commissioners of Hassan, Kadur and Shimoga on the subject and copies of the present Sale Notices.

D 4/8 Rev Br 4/8

References (to be entered only in the Dewan's Office).

To

The same no 23049 & 23/6/94
Q 291-92

Mysore Govt. C. Press, Bangalore.—25-1-93.—200.

S 2/8

53

No. 375/55 (Encl 14) Excise Commissioner's Office
Bangalore, dated 29th July 1893.
1-8

From

The Excise Commissioner
in Mysore.

To

The Chief Secretary to the
Dewan of Mysore.

Sir

With reference to your docket (4)
No. 15,217/291-92, dated 15th March 1893,
I have the honor to forward herewith
eight copies of the draft of a govern-
-ment notification embodying
the proposed Bagni Toddy Rules,
printed in half margin, as requested
in the above docket.

2. The rights of the holders of Coffee
Estates and hittals are provided for
in the proposed Rules, in accordance
with the existing provisions.

3. The present practice is to sell
the right of drawing toddy with
power

power to dispose of it, by villages. Generally the lessee appropriates the toddy for consumption by the members of his own family. When toddy is available in larger quantities, he sells it to others for a consideration. The surplus quantity remaining after thus meeting the local requirements of the village concerned, is sold at fairs or jatras. As the toddy is utilized chiefly for consumption by the members of the lessee's family, the words "for consumption" are used in the draft.

4. Sale Notices are published in the Gazette only by the Deputy Commissioner of the Shimoga District. A copy of such notice containing the terms is herewith submitted, together with copies of manuscript Notices received from the Deputy Commissioners of the Kadur and Hassan Districts.

5. Licenses are at present issued only in the Shimoga District Similar to those of date Toddy. A copy of the same received from the Deputy Commissioner is herewith enclosed.

6. A copy of the marginally noted

1. Letter No 186, dated 14th June 1889, from the Deputy Commissioner, Hassan District.
2. No 2,035, dated 7th December 1889 from the Deputy Commissioner, Shimoga
3. No 2678, dated 2d March 1890 from ditto.
4. No 2012, dated 8/10th March 1890 from the Deputy Commissioner Kadur
5. No 91, dated 13/14th April 1891 from ditto ——
6. No 1289/83, dated 15th August 1891 from the Deputy Commissioner, Shimoga
7. No 579, dated August 1891 from Deputy Commissioner Hassan.
8. No 1533, dated 2/6th May 1893 from the Deputy Commissioner Kadur.
9. No 1782, dated 5th June 1893 from the Deputy Commissioner Hassan.
10. No 3512/287, dated 20th June 1893 from the Deputy Commissioner Shimoga

noted Correspondence, Containing the Deputy Commissioners' opinions and suggestions, is also submitted herewith, as requested.

7. The retail rates at which the Bagni toddy shall be sold, may be fixed and notified by government from time to time, as is done in the case of date Toddy.

I have the honor to be,
Sir,
Your most Obedient Servant,

S Rukieth
Excise Commissioner
in Mysore

H. C.

No 186
Mis

Deputy Commissioner's office
Hassan district
Dated Hassan 14th June 1889

From

P. R. Puriaiya Esquire,
Deputy Commissioner,
Hassan District

To

The Commissioner,
Abkary and Excise.

Sir,

I have the honor to forward herewith Manjarabad Taluq Amildar's Report No 63 submitting proposals for issuing licenses for selling Bagasay toddy. I beg to state that it has not been the custom to issue licenses for the vend of this toddy as is done in the case of licenses for the sale

sale of date Toddy. I beg to know whether licenses could not be issued for the sale of Bagany Toddy as well, and at what rate it should be sold, the present rate being two pies per seer on Bailjajjary Bagany Toddy.

I have &c.

/Signed/ P. Ba. Purnaiya
Deputy Commissioner
Hassan District

From
The Deputy Commissioner,
Shemoga District.

To The Excise Commissioner
of Mysore

Dated 7th December 1889

No. 2035

In his docket No. 2218/2651 dated 19th ultimo, enquiring why the Bagany Toddy Revenue decreased from Rs. 5939-12-4 in the year 1884-85 to Rs. 3688-13-7 in the year 1888-89, what is the procedure now

adopted for the realization of this item, and whether it would be practicable or necessary to make any alteration in the present system

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With reference to the above, has the honor to state that the decrease was mainly in Nagar and Thirthahalli Taluqs, and the Amildars thereof explain that the contractors during the past term had bid recklessly without any knowledge of the probable yield of Bagany, and owing to the heavy loss they sustained, the bids for the year under reference, were low.

2. With regard to the procedure now observed for the realization of this item, the undersigned begs to state that hitherto the right of tap and vend of Bagany Toddy was

was sold villagewar and in groups of villages by the Amildars, subject to the confirmation of the Deputy Commissioner for a term of 3 years. The Amount of bids below Rs. 10 was recovered then and there from the Contractors and credited to Government, and amounts above Rs. 10 being recovered by proportionate monthly instalments in addition to a deposit of Rs. 25 per cent on the Amount of bids.

3. With regard to the Concluding para of the docket under reference, the undersigned begs to state that any change in the present system seems to be quite necessary, as there is no probability of getting Contractors for a whole taluq or District.

Sd/ V. P. Madhava Rao
Deputy Commissioner
Shimoga District

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From
The Deputy Commissioner
Shemoga District

To The Excise Commissioner
in Mysore

Dated 2nd March 1890
Despatched 5th Camp Avatti

No. 2678

His docket No. 3655/365 dated 12th ultimo requesting to be furnished with certain information regarding the issue of licenses and the rate at which Bagany Toddy is sold.

With reference to the above, has the honor to state that printed licenses are issued for the vend of Bagany Toddy in the form prescribed for the vend of Ichal-toddy. A form is herein enclosed for reference.

2. The rate at which Bagany Toddy is

is sold is Rs. "— 1- 6 per seer in the Taluq Head quarters, —— and —, "— "— 6 in villages.

3. Bagany Toddy is drawn in the Talugs of Sorab, Sagar, Nagar and Shirthahalli and parts of the Shikarpoor Taluq. The present rates appear to be reasonable, and do not seem to require any modification.

/Signed/ V. P. Madhava Rao
Deputy Commissioner

From
The Deputy Commissioner
Nadur District

To
The Excise Commissioner
in Mysore

Dated 8/10 March 1890

No. 2012

With reference to his docket- No. 3656/193 dated 12th Ultimo, has the honor

honor to state that no licences are issued for the sale of Bagasse Toddy in this District

2. As regards the present rate per seer of Toddy a Statement is attached.

3. The rate varies. It is the lowest in Tadpatri, but a uniform rate of one anna per seer may be adopted.

[Signed] J. A. Campbell
Deputy Commissioner
Madura District.

Taluks	Rate per seer	Remarks
Srivilliputtur	0—1—0	
Sivaganga & Kadaiyanallur	0—0—8	
Tirumangalam	0—0—6	
Dindigul	0—0—3½	

From
The Deputy Commissioner
Madura District

To
The Excise Commissioner
in Nilgiris

Dated 13th April 1891

No 91

Sir,

I have the honor to forward herewith, Correspondence ending with Moodgery Amildar's report No 1152, dated

dated 17th March 1890, on the subject of the sale of Baiyajary (Bagany Toddy), together with Mr. Raghavendra Rao's (General Assistant Commissioner) notes thereon. 8,

I also enclose herein a copy of Memorandum drawn on the subject together with the remarks of Mr. C. Narana Iyengar, 2nd Assistant Commissioner.

I send these with a view that, if you think proper, you may obtain necessary information regarding the working of this item as it obtains in the Manjarabad and Belur Talugs of the Hassan District, and pass such orders thereon as you may deem fit.

I have &c.

(Signed) T. Raghavendra Rao
for Deputy Commissioner
Kadur District

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From
The Deputy Commissioner
Shemoga District

To The Excise Commissioner
in Mysore

Dated 15th August 1891

No. 1289/83

His docket- No. 133/4 dated 18th April last- requesting opinion regarding the abolition of the sale of the right- to levy tax on Bailjajjary on the vend of Bagany Toddy brought- for sale at- Santes.

In reply to the above has the honor to state that the system in question does not obtain in this District. The undersigned quite concurs with the views expressed by the Deputy Commissioner of Kadur.

In the Malnad and semi-Malnad Talugs

Tallings of this District, Bagasse
Toddy is sold by public Auction
"Villagewar" or by groups of villages
on a petty Contract system, and is
generally purchased by local
professionals Holapikes &c. who sell
the Toddy by retail wherever necessary.

/Signed/ Abdul Rahiman
Deputy Commissioner
Shemoga

No. Mis 579
Enc 2

Deputy Commissioner's Office
Hassan District
Dated Hassan August 1891

To
The Excise Commissioner
in Mysore

Sir,

With reference to your docket No. 132/3 of the 29th April last, requesting an expression of my opinion regarding the sale of Bagasse Toddy at Fairs and

and Jatras called "Byla Jagery" I
have the honor to state as follows :—

The right to draw and vend
Bagany Toddy is sold Villagewar
in the Irrumparabad and Belur Talugs
of this District where Bagany trees
are numerous and the average
realization for the last 10 years from
this source, is Rupees 24 34-11-9 per
annum as shown in the enclosed
list. By this sale the Contractor
is supposed to draw, consume or
sell Toddy within the limits of
each village; but in case of exporting
Transporting Toddy for sale in fairs and
Jatras, the seller is subject to
another tax from Bydagagiry Con-
tractor who levies the fee at his
pleasure not exceeding "—1-6 pie per
seer

year (Jail measure.)

The average realization from a Bylaw injury source for the last 10 years is Rupees 802-3-- per year as shown in the annexed statement.

Thus there are two kinds of sale for one and the same item of Bagasy Toddy.

The one is for the right of drawing, consuming and vending Toddy in villages.

The other is for exporting and selling Toddy in Santes and Jatras called By Laja jury. transporting

As the second sale is superfluous and opposed to the present practice of selling of date Toddy, which the Contractor is allowed to vend both within the limits of villages and in Santes and Jatras, without any additional

additional tax, I am of opinion that it would be better if one uniform system is adopted for the sale of both kinds of Toddy by abolishing the sale of "Bylajagere" if there be no objection.

In advocating the abolition of the sale of "Bylajagere," I would recommend that a system of issueing licenses fixing the rate for vending Toddy in villages, and in Santes and Jatras subject to the payment of "Dohatarfa tax by the sellers, may be introduced, as is done in the case of date Toddy.

I have &c.
/Signed/ R. Gopalienger
for Deputy Commissioner
Hasan District

From The Deputy Commissioner
Kadur District

To The Excise Commissioner
in Mysore - Bangalore

Dated 2nd May
Despatched 6th
No. 1503 of 1892-93

With

With reference to Docket No. 5436/101 of the 17th Ultimo, has the honor to State that the undersigned considers no appreciable alterations necessary in the draft Rules for the farming of the exclusive privilege of drawing toddy from Bagani trees, except that a provision may be made regarding the disposal of Bagani Toddy pertaining to Inam Villages.

Vide addition Rule XIII in the final draft. Ly.

The undersigned presumes that clause 1 of para 5 of Rule V is intended to do away with the old System under which the contractor of Bail-jaggery (other than the Bagani Toddy Contractor) was levying fees at varied rates from the ~~Toddy~~ man who again was selling ~~toddy~~ to the Public for varied prices at fairs and Jatras. (Vide this Office No. 9 dated 13th April 1891.) // Yes. Ly

The words "Bonafide domestic purpose" used in Rule VIII of Part II may, in the opinion of the undersigned, be explained more fully, as it is stated that some Coffee Planters, &c. permit their coolies

Vide revised Rule VIII in the final draft. Ly

to draw and drink toddy, apparently on a misapprehension that it is allowable.

(Signed) K Ramaswamiengar
for Deputy Commissioner
Kadur District.

No. 1782
Mis:

Deputy Commissioner's Office
Hassan District
Dated, Hassan, 5th June 1893

From, P. N. Purniya Esqr.
Deputy Commissioner
Hassan District

To
The Excise Commissioner
in Mysore
Bangalore.

Sir,

With reference to your Docket No 5440-41/183 of the 17th Ultimo, and subsequent reminder No 5733-35/197 of the 3rd Instant, requesting an expression of my opinion on the proposed Bagani Toddy Rules, I have the honor to report as follows: ——

It will be most convenient to club

8 or 10 villages together into a farm, as such an arrangement would tend to the increase of Revenue. Considering the State of the Jhanjarabad Taluk, about 30 rural farms of limited area will have to be assigned, as the communication between several Bagani growing villages is difficult.

In a Taluk like Belur, where Bagani trees in Government waste lands are few and the yield and consumption of the Bagani toddy is consequently limited, and where the Contractors or farmers are local men of limited means, this provision is likely to cause loss to Government. Generally the former Contractor will be the bidder for the next or any subsequent year. Competition will be scarce, and even if there should be any, it will not be taken for want of bidders. It might sometimes happen that there will be no bidders in some villages or Firkas, if this provision be strictly carried out. Strict and frequent supervision coupled with the punishment of offenders, may have the desired effect.

Rule V Para 1

"No former Contractor or farmer who has been guilty of an infringement of the terms of his contractor lease or of the Excise Laws or Rules shall be entitled to bid."

N.B. The lines quoted have been omitted in the final draft. Ji.

Para 2

It is laid down that parties intending bids will have to deposit a sum equal to 5% of the upset price. Any restriction in the way of bidding might keep away a number of intending bidders in the mofussil tracts where the masses are generally ignorant and do not attend the sale but in limited number even under the exciting system. It will be to the interest of the Government to allow full liberty to the bidders, leaving it to the discretion of the Amildar to accept or reject a bid, and by holding him entirely responsible as to the solvency and respectability of character of the highest or approved bidder

The provision about deposits is omitted in the final draft by us

According to the present practice, the successful bidder at the sale of Bajani Soddy will tender a deposit of 25% of the purchase money immediately after the closing of the sale and pay the balance within 15 days from that date. The proposed rules

while laying down simpler method for realizing the sale amount below Rs ten, require only a small deposit from persons bidding over that sum. In the latter case, the confirmation of sale is communicated to the successful bidder. Much time is thus lost in recovering the deposit of one fourth of the sale money.

In case of default, a re-sale will have to be held generally at a loss, and the difficulties attending such a sale are numerous.

On a reference to the result of the Bajani Toddy sales of the Manjarabad Taluk for the year 1892-93, it is ascertained that there are only 22 villages, the sale amount of which is Rs 10 and above.

In the event of several villages being clubbed together into a farm as proposed in Rule II, there may be a number of circles whose Revenue will be less than Rs 100 and hardly any of Rs 10. It would be more convenient in cases where the sale amount

This provision has been in force in the Shimoga District with no inconvenience
Jr

does not exceed Rs 100, to require the successful bidder to deposit one fourth of the sale amount immediately after the sale is closed, and also to enforce the payment of the balance within three months from the date on which the notice of the confirmation of the sale is communicated to him. —

In case of sale exceeding Rs 100, the proposed rules about the payment of deposit and purchase money may be enforced, as this will enable the Amildar to exercise proper control over the monthly collection of selected farms.

It will save much time, trouble and correspondence if the Amildars are authorized on failure of the bidder to produce the requisite securities, to immediately resell the privilege and submit the proceedings for the approval and sanction of the Deputy Commissioner.

" If he (the successful bidder) fails to produce the Securities (within eight days), the deposits already made shall be forfeited, and the exclusive privilege shall be immediately resold or Mowrus disposed of as the Deputy Commissioner may direct. "

It will greatly tend to facilitate the collection of Khists, if this power be delegated to Amildars who may be authorized, on failure of contractors to pay the Khists, to issue notice of demand to the defaulter, attach his moveable property and submit the proceedings for the approval and sanction of the Deputy Commissioner.

Para 5 — clause (3)

Failing payment of each monthly instalment by the 15th of next month together with Local cess, the Deputy Commissioner shall recover the same from the Licensee or his surety &c

The necessary provision is made in the final draft. Ls

The Rule will necessarily bind his (Licensee's) agents and employés as well. But in many villages of the Dharwar and Taluk, there are no literate inhabitants and Hotels, and it would be very difficult for the agents of licensees to keep correct accounts.

clause (6)

"The Licensee shall keep true accounts of the Toddy received, consumed and sold."

There are no resident Shanbogues in most of the villages as in Dharwar Taluks. Till proper arrangements are made or at least such time has arrived, it would be desirable to require the farm contractor alone to keep the accounts of the whole farm, thus relieving

The licensee referred to, is the former himself, vide para 5 of Rule V. Ls

his lessees from responsibility in the matter of accounts which can be written by them in Taluk Head quarters and Hobli Kasbas.

The rule is likely to work much inconvenience and hardship to farmers in a Taluk like Belur.

In this Taluk there are no regular shops of Bagani Toddy. In the malnad Hoblies, this Toddy is drawn and brought daily in a pot or two, and in some instances, even in less quantities, and kept and sold under a tree or in a small shed erected for the purpose or roadside, or in a plain by the Vendor who is generally of Billore caste and illiterate.

The daily sale proceeds are too small to employ a literate person to keep the daily accounts.

Para 6

When a lease is cancelled, the rent for the whole period of the lease shall become due at once.

This provision will prove to be a great hardship to the farmer, if it should so happen that the lease is cancelled in the early part of the period of the lease and that too for any breach of the terms of the contract by the Licensee's employés. It will also be difficult to recover the amount of the whole period, if the farmer be a man of moderate means. The penalty of fine provided in the Rule seems to be sufficient. —

Part II Miscellaneous
Rule VIII

The most important feature affecting Bagani ~~Toddy~~ Revenue is the Concession allowed to the owners of Coffee Estates and Grantees of lands for Coffee cultivation. These require a very small quantity for the so called bona fide domestic purpose. Persons intending to bid, strongly suspect that the Servants of these Grantees freely tap Bagani trees and indulge in drinking,

The necessary provision is made in Rule VIII, the breach whereof is punishable under section 42 of the Excise Act
Sir,

and that some of the less respectable owners of such lands allow some others to tap Bagani for their gain.

Although the proposed rules prescribe the usual pass for removing toddy, yet they are silent as to the summary penalty, to which the owners of hittals and grantees of lands for Coffee cultivation are liable in case of transgression on their part.

Vide modified Rule VIII.

A definite Rule on this point will tend to the increase of ~~toddy~~ revenue to an appreciable extent.

Rule IX

In the Belur Taluk there are no groves of Bagani trees as there are groves of date trees. Very few trees stand on unoccupied dry, wet, or waste lands, and they are not found in appreciable numbers on lands fit for Coffee cultivation. If such Coffee lands be not given out for cultivation on the score of their containing a certain number of Bagani trees, there would be heavy loss to Government

Vide modified Rule IX (a)

in Land Revenue. It is therefore necessary that the word "Trees" should be clearly defined so that there may be no difficulty in the disposal of Punkasts received for lands containing Bagani Toddy trees.

A

Bagani Toddy License

Condition VI

In the Nannahally, Byagadahally and Hainbail Hoblies in the Nanjanabad Taluk, even very young boys are indulging in Bagani Toddy, as it is considered by them to be almost indispensable to their health. In the above Hoblies, the people are comparatively in a backward condition, so much so that many are living in small huts. To obtain and secure ready cash will be almost difficult, for these poor and improvident classes, who from time immemorial, have been purchasing Bagani Toddy in exchange for Paddy which is the only Crop raised by them.

They can sell their paddy to petty traders and thus get cash. Besides how can they be so poor when the demand for their labor in Coffee Estates is great & well paid for.

Sec.

Lately some are opening small coffee Estates.
It is not usual with the majority of the people
of these three Hobblies to purchase toddy
for ready money. For sometime to come,
this restriction may prove a hardship
to these people who cannot do without
Bagani Toddy, and still are unable
to get it by cash payment. There is no
such difficulty in the other parts of
the Taluk.

Condition VIII The price of Bagani Toddy is two
annas per Jail Seer at Sakalespur
and 1½ annas in villages. This appears
to be a fair price. ——

I have the honor to be
Sir
Your most obedient-Servant

(Sign'd) P. R. Poornaiya
Deputy Commissioner
Hasan District.

From

From

The Deputy Commissioner
Shemoga District

To

The Excise Commissioner
in Mysore.

Dated 20th June 1893

No 3512/287 1892. 93

Excise Commissioner's No 5440-41/183, dated 17th April last.

I have the honor to State that the proposed Bagani Toddy Rules may be adopted.

2 After the rules are given a fair trial, any modification or alteration may be made, if found necessary.

/Signed/ Abdul Rahim K Br
Deputy Commissioner.

"Copy"

L Ricketts
Excise Commissioner
in Mysore

ಇನ್ಸ್ಪೆಕ್ಟರ್:

64

ಬಳ್ಳಾರಿಯಲ್ಲಿ ಕಾಲ್ಸ್ ಕೆಳಗೆ ಕಾಳ್ಳಿಲಿಲ್ಲವೆಂದು

ಇದೀಗ ದಕ್ಕಿ ಸಿದ್ಧ ಕಾರಣವು ದೊರಕಿದೆ —

ನಂದನವನದಲ್ಲಿ ತೆಗೆ ಬಂಗಲೆಯಲ್ಲಿ ನಾಲ್ಕನೆಯ ಅಧಿಕಾರಿಯು ಕಾಳಿಕಾದೇವಿಯ ಪೂಜೆಯಲ್ಲಿ ತೊಡಗಿದ್ದಾಗ ಕಾಳಿಕಾದೇವಿಯು ಪ್ರತ್ಯಕ್ಷಳಾಗಿ ಅವನಿಗೆ ಒಂದು ಕಾಗದವನ್ನು ಕೊಟ್ಟು ಅದೃಶ್ಯಳಾದಳು. ಅವನು ಆ ಕಾಗದವನ್ನು ಓದಿ ಅದರಲ್ಲಿ ಬರೆದಿದ್ದ ಪ್ರಕಾರ ಮಾಡಿದನು.

ಕಾಗದ —

"ಕಾಪಿ"

To

The Commissioner

Bellary District.

"Copy"

Deputy Commissioner.
Rajkot District.

Revenue Abkari,
Serial No. 6.

Retail Toddy License.

Register No,

Name of the Deputy Commissioner,

Name of Vendor of Shopman.

Locality.

I do hereby grant a license for the retail vend of toddy produced in the Mysore country to in the Taluk of in the District of in the Division, on the following conditions:—

I. This license is not transferable by sale, gift, mortgage or otherwise, and no other persons than those mentioned in the license shall have power to act under it.

II. The license-holder shall purchase toddy only from the Government farmers or their sub-contractors.

III. Sale of toddy shall be made only in the shop for which this license is granted and not elsewhere upon any pretext whatever.

IV. The toddy sold shall not be diluted or adulterated, or sold after the expiration of more than four days from date of manufacture

V. The license-holder shall not give toddy in any quantity whatever, either directly or indirectly, to any European Non-Commissioned Warrant Officer, or private soldier, or to any European, East Indian, or Native woman wearing European clothing connected with or related to men of these classes. He shall not permit disorderly behaviour in his shop or premises, nor suffer any gambling whatever therein, and shall not knowingly permit persons of bad character to meet therein, nor permit any person to take toddy in any such quantity as to produce intoxication. He shall also furnish, when called upon, information of suspicious characters to the Magistrate or Police Officer. He shall further be prohibited from knowingly selling or giving toddy to any person under 12 years of age.

VI. The license-holder shall not sell to any person more than 3 measuring seers of toddy to be consumed in the shop. He shall not allow any one to take out of his shop during the same day on any pretence whatever more than one Imperial quart, with the exception of bakers who are permitted to purchase and remove the quantity of toddy specified in the pass held by them.

VII. The license-holder shall receive ready money only for toddy sold, and not grain, jewels, goods, wearing apparel or ony other property in barter or pawn. The shop shall be closed by 9 P. M. and not opened before 6 A. M., unless under special permission on occasions of Native festivals, &c.

VIII. Where liquor is sold in a building, it shall have only one door and no windows, &c., shall be allowed in its rear or at the sides. The bar where toddy is sold shall be opposite to the entrance door, or so situated that all persons inside the shop can be seen any one passing to and fro in the street, and no second room shall be kept open for customers.

IX. The license-holder shall not sell toddy for less than the minimum price as follows—

In the District head-quarters for measuring seers. In kasabas of Taluks per measuring seer. In villages for measuring seer, Sign-boards showing the name of the license-holder and the price of the liquor sold legibly inscribed shall be affixed to a conspicuous part of the front of the shop.

X. A breach of the above conditions and restrictions will subject the holder of the license and vendor to a fine not exceeding Rs. 100, and to the immediate forfeiture of the license.

XI. The Deputy Commissioner of the District may, on occasion of troops marching through or whenever a serious disturbance of the public peace is apprehended on reasonable grounds duly shown cause all toddy shops in the immediate vicinity to be kept closed for such time as he shall direct.

XI. This license shall continue in force till the March 18 and no longer. A toddy shop is subject to the payment of the usual Mohatarfa tax.

Mysore Government Central Press, Bangalore.—29-10-90.—1,000.

ಶೇಂದಿಯನ್ನು ಚಿಲ್ಲರೆಯಾಗಿ ಮಾರತಕ್ಕ ಬಗ್ಗೆ ಲೈಸೆನ್ಸ್.

ರಿಜಿಸ್ಟರ್ ನಂಬರ್.

ಲೈಸೆನ್ಸ್ ದಾರನ ಹೆಸರು.

ಬೀಕರೀದಾರ ಅಥವಾ ಅಂಗಡಿಯವನ ಹೆಸರು.

ಸ್ಥಳ.

ಈ ಕೆಳಗೆ ಒರುವ ಷರಹತ್ತಿನ ಮೇಲೆ ನಾನು ಡಿವೀಜ್ಯ ಡಿಸ್ಟ್ರಿಕ್ಟ್ ತಾಲ್ಲೂಕಿನಲ್ಲಿ ಯಿರುವ ನಿನಗೆ ಮೈಸೂರು ಶೀಮೆಯಲ್ಲಿ ಪುತ್ಪತ್ತಿಯಾದ ಶೇಂದಿಯನ್ನ ಚಿಲ್ಲರೆಯಾಗಿ ಮಾರುವದಕ್ಕೋಸ್ಕರ ಇವರಿಂದ ವಂದು ಲೈಸೆನ್ಸ್ ಕೊಟ್ಟು ಇರುತ್ತೇನೆ.

1. ಈ ಲೈಸೆನ್ಸ್ ಕ್ರಯ, ದಾನ, ಆಡವು ಮತ್ತು ಇತರ ಯಾವ ವಿಧನಿಂದಲೇ ಆಗಲಿ ಬ್ಲೇರೊಬ್ಬರಿಗೆ ಟ್ರಾನ್ಸಫರ್ ಯಾನ ಪರಭಾರೆ ಆಗತಕ್ಕದ್ದಲ್ಲ, ಮತ್ತು ಲೈಸೆನ್ಸಿನಲ್ಲಿ ನಮೂದಿಸಲ್ಪಟ್ಟ ಜನಗಳ ಶಿವಾಯಿ ಮತ್ತ್ಯಾ ರಾದವು ಆ ಪ್ರಕಾರ ನಡಸತಕ್ಕ ಬಗ್ಗೆ ಅಧಿಕಾರ ಉಂಟಾಗಕೂಡದು.

2. ಈ ಲೈಸೆನ್ಸ್ ದಾರನು ಶೇಂದಿಯನ್ನು ಗವರ್ಮೆಂಟ್ ರೇಖಿದಾರ್ರವರಿಂದ ಅಥವಾ ಅವರೆ ಸಬ್ ಕಂಟ್ರಾಕ್ಟ್ರವಾದ್ರು ಯಾನ ಯಿಜಾರದಾರ್ರುಗಳಿಂದ ಮಾತ್ರವೆ ಕೊಂಡು ಕೊಳ್ಳತಕ್ಕದ್ದು.

3. ಯಾವ ದುಕಾನಿಗೆ ಈಲೈಸೆನ್ಸ್ ಕೊಟ್ಟು ಇರುತ್ತೋ ಆ ದುಕಾನಿನಲ್ಲಿ ಮಾತ್ರವೇ ಶೇಂದಿಯನ್ನು ಬಿಕರೀ ಮಾಡತಕ್ಕದ್ದು. ಯಾವ ನೆವದಿಂದಲೇ ಆಗಲಿ ಮತ್ತೆಲ್ಲಿಯೂ ಮಾಡಕೂಡದು.

4. ಮಾರಾಟ ಆಗುವ ಶೇಂದಿಯನ್ನು ನೀರು ಮುಂತಾದ್ದು ಬೆರಸಿ ಕೆಡಿಸಕೂಡದು, ಅಥವಾ ಅದುತಯಾರಾ ದ ನಾಲ್ಕ ದಿವಸದ ಮೇಲೆ ಬಿಕರೀ ಮಾಡಕೂಡದು.

5. ಲೈಸೆನ್ಸ್ ದಾರನು ಯಿಷ್ಟು ಮೊತ್ತದಲ್ಲಿಯಿ ಆಗಲಿ, ಪ್ರತ್ಯಕ್ಷವಾಗಿ ಆಗಲಿ, ಪರೋಕ್ಷವಾಗಿ ಆಗಲಿ, ಯಾವನೊಬ್ಬ ಯೂರೋಪಿಯರ್ ನ್ಯಾ ಕಮ್ಮಿಷನೆಡ್ ವಾರಂಟ್ ಆಫೀಸರನಿಗೆ ಆಗಲಿ, ಪ್ರೈವೇಟ್ ಸೋಲ್ಜರ್ ಅಥವಾ ಯಾವ ಯೂರೋಪಿಯರ್ ಅಥವಾ ಈಸ್ಟ್ ಇಂಡಿಯರ್ಗೆ ಆದರೂ ಸದರೀ ಜನಗಳಿಗೆ ಶೇರಿದ ಆ ಸಂಬಂಧವಾದ ಯೂರೋಪಿಯರ್ ಡ್ರೆಸ್ಸು ಹಾಕಲ್ಪಟ್ಟ ಯಾವ ನೇಟೀವ್ ಹೆಂಗಸಿಗೆ ಆದರು ಶೇಂದಿಯನ್ನು ಕೊಡಕೂಡದು. ತನ್ನ ದುಕಾನಿನಲ್ಲಿ ಅಥವಾ ಅಜೂ ಬಾಜೂದಲ್ಲಿ ಅಕ್ರಮ ನಡವಳಿತೆ ನಡಿಯುವದಕ್ಕೆ ಬಿಡಲೂಕೂಡದು; ಜೂಜು ಆಡುವದಕ್ಕೆ ಬಿಡಲೂ ಕೂಡದು. ಅಕ್ರಮ ನಡವಳಿತೆಯುಳ್ಳ ಜನರುಗಳನ್ನು ತಿಳಿದುನ್ನೂ ಅಲ್ಲಿ ಶೇರುವದಕ್ಕೆ ಬಿಡಕೂಡದು ಮತ್ತು ಯಾವ ಮನುಷ್ಯನೇ ಆಗಲಿ ನಿಷಾ ಯೇರುವಹಾಂಗೆ ಹೆಚ್ಚು ಮೊತ್ತವನ್ನು ತೆಗದುಕೊಳ್ಳುವದಕ್ಕೆ ಬಿಡಕೂಡದು. ಅತನು ಮಾಜಿಸ್ಟ್ರೇಟರಿಗೆ ಅಥವಾ ಪೊಲೀಸ್ ಆಫೀಸರರಿಗೆ ಅನುಮಾನಕ್ಕೆ ಆಸ್ಪದವಾದ ಗುಮಾನಿವುಳ್ಳ ಜನಗಳ ವರ್ತಮಾನವನ್ನು ಕೇಳಿದಾಗ ಕೊಡಬೇಕು, ಮತ್ತು 12 ವರುಷಗಳ ಳಗಣ ವಯಸ್ಸುಳ್ಳ ಯಾವ ಮನುಷ್ಯನಿಗಾಗಲಿ ಶೇಂದಿಯನ್ನು ಬುದ್ಧಿಪೂರ್ವಕವಾಗಿ ಮಾರಲೂ ಕೂಡದು, ಮತ್ತು ಕೊಡಲೂ ಕೂಡದು.

6. ಲೈಸೆನ್ಸ್ದಾರನು ಯಾವ ಮನುಷ್ಯನಿಗೆ ಆಗಲಿ, ದುಕಾನಿನಲ್ಲಿ ಕುಡಿಯುವದಕ್ಕೆ ಮೂರು ಅಳತೆ ಶೇರಿಕೆಗಿಂತಲೂ ಹೆಚ್ಚು ಶೇಂದಿಯೂ ಮಾರಕೂಡದು, ಈತನು ಮತ್ಯಾವ ಮನುಷ್ಯನಿಗೆ ಆಗಲಿ ಬಂದೇದಿವಸದಲ್ಲಿ ವಂದು ಇಂಪೀರಿಯಲ್ ಕ್ವಾರ್ಟರಿಗಿಂತ ಜಾಸ್ತಿಗಿ ತೆಗದುಕೊಳ್ಳುವದಕ್ಕೆ ಬಿಡಕೂಡದು, ಆದರೆ ಹೊಂದಿದ ರಹದಾರಿಯಲ್ಲಿ ಇರತಕ್ಕಂಥಾ ಮೊತ್ತವನ್ನು ತೆಗದುಕೊಂಡು ಹೋಗುವದಕ್ಕೆ ಅಪ್ಪಣೆ ಹೊಂದಿದ ಬೇಕರ್ ಯಾನೆ ರೊಟ್ಟೀ ಸುಡುವವರಿಗೆ ಮಾತ್ರ ಅವರ ರಹದಾರಿಯಲ್ಲಿ ನಮೂದಿಸಿದಷ್ಟು ಶೇಂದಿಯನ್ನು ಕೊಂಡು ಕೊಂಡು ವಯ್ಯಲಿಕ್ಕೆ ಬಿಡಬಹುದು.

7. ಲೈಸೆನ್ಸ್ದಾರನು ಮಾರುವ ಶೇಂದಿಗೆ ನಗದು ಹಣವನ್ನು ಮಾತ್ರವೆ ತೆಗದು ಕೊಳ್ಳಬೇಕೇಹೊರ್ತು ಮತ್ಯಾವ ಧಾನ್ಯವಾಗಲಿ, ಆಭರಣವಾಗಲಿ, ಯಿತರ ಸರ್ಕುಗಳಾಗಲಿ, ವಸ್ತ್ರಗಳಾಗಲಿ, ಅಥವಾ ಇತ್ಯಾವ ಸ್ವತ್ತೇ ಆಗಲಿ ಒದಲಾಗಿ ತೆಗದುಕೊಂಡು ಕೊಡಕೂಡದು, ಅಥವಾ ಅಹವಾಗಿ ಯಿಟ್ಟುಕೊಂಡು ಕೊಡಕೂಡದು. ದುಕಾನನ್ನು ನೇಟೀವ್ ಹಬ್ಬದ ವ್ಯಾಳೆಯಲ್ಲಿ ಸ್ಪೆಷಿಯಲ್ ಆಗಿ ಅಪ್ಪಣೆ ಹೊಂದಿದಾಗ ವೊಂದು ವಿನಃ ಯಾವಾಗಲೂ ರಾತ್ರಿ 9 ಘಂಟೆಗೆ ಮುಚ್ಚಬೇಕು, ಹಗಲು ಬೆಳಿಗ್ಗೆ 6 ಘಂಟೆ ಳಗಾಗಿ ತೆಗೆಯಕೂಡದು.

8. ಶೇಂದಿ ಮಾರಲ್ಪಡುತ್ತಿರುವ ಕಟ್ಟಣಕ್ಕೆ ವಂದೆಬಾಗಲು ಇರಬೇಕೇ ಹೊರ್ತು ಹಿಂದೆ ಆಗಲಿ ಮತ್ತು ಅಜೂ ಬಾಜೂ ಪಕ್ಕೆಗಳಲ್ಲಿ ಕಿಟಕಿಗಳು ಪಗ್ಗೆರೆ ತೆಗದು ಇರಕೂಡದು. ಶೇಂದಿ ಮಾರತಕ್ಕ ಬಗ್ಗೆ ನೇಮಕ ಮಾಡಿ ಕೊಳ್ಳುವ ಜಗಲಿಯು ಪ್ರವೇಶ ಬಾಗಲಿಗೆ ಯೆದುರಾಗಿ ಇರಬೇಕು, ಅಥವಾ ಳಗೆ ಇರುವ ಜನರೆಲ್ಲ ಬೀದಿಯಲ್ಲಿ ತಿರುಗಾಡುವ ಜನರಿಗೆ ಕಾಣಿಸುವ ಹಾಂಗೆ ಯಿರಬೇಕು. ಇನ್ಯಾವ ಕೊಠಡಿಯಲ್ಲಿಯೂ ಕೊಂಡುಕೊಳ್ಳತಕ್ಕಂಥಾವರಿಗೆ ವ್ಯಪಯುಕ್ತವಾಗಿ ಯರಪನೆ ಕೊಠಡಿ ಯಿರಕೂಡದು.

9. ಲೈಸೆನ್ಸ್ದಾರನು ಶೇಂದಿಯನ್ನು ಈ ಕೆಳಗೆ ಹೇಳುವ ಮೇರಿಗೆ ವಂದು ಕ್ಲುಪ್ತವಾವ ಕಿಮ್ಮತ್ತಿಗಿಂತಲೂ ಕಮ್ಮಿ ಕಿಮ್ಮತ್ತಿಗೆ ಮಾರಕೂಡದು.

ಡಿಸ್ಟ್ರಿಕ್ಟ್ ಹೆಡ್ ಕ್ವಾರ್ಟರಿನಲ್ಲಿ ಒಂದು ಆಳತೆ ಶೇರಿಗೆ.
ತಾಲ್ಲೂಕು ಕಸಬಾದಲ್ಲಿ ಡಿಟೋ.
ಗ್ರಾಮದಲ್ಲಿ ಡಿಟೋ ಪ್ರಕಾರ.

ಲೈಸೆನ್ಸ್ದಾರನ ಹೆಸರು ಮತ್ತು ಶೇಂದಿ ವಿಕ್ರಯಿಸುವ ಕಿಮ್ಮತ್ತು ದರಾ ವಂದು ಮಹೇಮೇಲೆ ಸ್ಪಷ್ಟವಾಗಿ ಒರೆದು ದುಕಾನಿನ ಯೆದುರಿಗೆ ಎಲ್ಲರಿಗೂ ಕಾಣುವ ಹಾಂಗೆ ಅದನ್ನು ಹಚ್ಚಬೇಕು.

10. ಈ ಮೇಲಿನ ಷರತ್ತು ನಿಬಂಧನೆಗಳಿಗೆ ತಪ್ಪುವ ಲೈಸೆನ್ಸ್ದಾರನು ಮತ್ತು ದುಕಾ ದಾರ 100 ರು ಪಾಯಿಗೆ ಮೀರಿದ ಜುಲ್ಮಾನೇ ತೆರುವದಕ್ಕೂ ಮತ್ತು ಲೈಸೆನ್ಸಿಕೂಡ್ಲೇ ಕಳಕೊಳ್ಳುವದಕ್ಕೂ ಗುರಿಯಾಗುತ್ತಾನೆ.

11. ಡಿಸ್ಟ್ರಿಕ್ಟ್ ಡೆಪ್ಯುಟಿ ಕಮ್ಮಿಷ್ನರವರು ವಂಡು ಹೋಗುತ್ತಿರುವ ಸಮಯದಲ್ಲಿ ಅಥವಾ ಜನಗಳು ಅಸಮಾಧಾನವನ್ನು ಪಡಿಯುವಂತೆ ಪ್ರಬಲವಾದ ದೊಂಬಿ ನಡದೀತಾಗಿ ನ್ಯಾಯವಾದ ಸಬಬುಗಳು ತೋರಿಸಲ್ಪಟ್ಟಾಗ್ಯೆ ಸಹಾ ಆಜು ಬಾಜೂದಲ್ಲಿ ಯಿರುವ ಶೇಂದಿ ದುಕಾನುಗಳನ್ನು ತಾವು ಅಪ್ಪಣೆ ಮಾಡುವ ವಂದು ಕ್ಲುಪ್ತಕಾಲದ ವರಿಗೂ ಮುಚ್ಚಿಸಬಹುದು.

12. ಈ ಲೈಸೆನ್ಸ್ 18 ಇಸವಿ ತಿಂಗಳು ತಾರೀಖುವರಿಗೆ ಜಾರೀಯಲ್ಲಿ ಬರತಕ್ಕದ್ದು, ನಂತರ ಬರತಕ್ಕದ್ದಲ್ಲ ಈ ಶೇಂದೀ ದುಕಾನಿಗೆ ಮಾಮೂಲಿನಂತೆ ಮೊಹತರ್ಫಾ ತೆರಿಗೆಯು ತೆರುತ್ತಾ ಯಿರಬೇಕು.

ಒತಾರೀಖು ನೇ ಮಾಪೆ ಸ್ಟ 18 ನೇ ಇಸವಿ, ಮೊಕ್ಕಾಂ

ಡೆಪ್ಯುಟಿ ಕಮ್ಮಿಷನರ್.

ಇನ್ಸ್ಟಾಲ್‌ಮೆಂಟ್ ನೋಟ್

ಸೂರ್ಯಗಿರಿ ಕಾಲ್ಪನಿಕ ಲಘು ಕಾಫಿಯ ಬಿಂದು

ಇವರಿಂದ ಪಡೆದುಕೊಂಡ ಬೆನಕಳ್ಳ ಗೂಳಿಯು ಚರಿಮುನಕ್ಕೆನಂದ
ಕಳಿ. —

೧೩ನೇಂಬುವಿ ವಿಶ್ವೇಶ್ವರ್ ಲಾಗಾಂಬಿಕು ೧೬ನೇ ಇಲ್ಲಿಂದ
ಬುಟ್ ಲಾಲ್ಲಿಕು ಕಳುಹಿಸಿಕೊಳ್ಳಿಕು ಲಾಲಕಂಗೆ ಪಡಿನ್ಲೈಕೂ
ತಿಂಕಳ್ಳ ಬಾಂಬು ಸೂಂಕಬಿಟ್ ನಲ್ಲಿ ಕಂತಗ್ಗು ಕುಟುಕಳ್ಳಲ್ಲಿ
ಇಲುಕ ಮಂಬುಕೂ ಬಿಡನೆ ಎಂಬುನ್ನಿ ಸುಲಕಗಳಿಂದ ಎಂಬಿ
ಪುಟಪಟುಕ್ಕಿ ಸೂಂಬುಕಡಕ್ಕೆ ನಲ್ಲಿ ಸುಡಾ ಸೂಂ ಬಿಟ್ಟಿನಲ್ಲಿ
ಕಂಡಕಾರಿಬುಕಳ್ಳಲ್ಲಿ ಲೂಂ ಬಂಕಾಂಬು !
ಕೂಂ ಬುಂ ಸೂಂಬಾಕ್ಟ್ರೋಕಿಸುವಕ್ಕರಿಂದ ಇಪ್ಪಲ್ಲಿಬುಳ್ಳಕೂ
ಲಿಂಕಾಂಲಕಲ್ಲಿ ಡಾಂಬಲು ಇಲ್ಲು ಪಡಕಡಕ ಮಾಪ್ಪುಕೂ
ಲ್ಲಿ ವರಿಂಬು ಬಪ್ಪುಕೂ ಕಲ್ಲಿಡಕಾಂಬು ತಿಂಬು ಕ್ಕಿಬಿಸಿಕಾಂ
ಯಂಪ್ಪೈಬ್ಬೆ ಕಂಬಿನ್ಲಾ ಪರ್ಚೇಸಾಗಿಲ್ಲ ಬಕಕಡಕ ಪಂಬೂ
ಂಂ ತಿಳಿಬುವ ಪ್ಪಬ್ಲಿಕ್ಟಾ ತಿಂಬುತ್ತೆ

ಕೂಂ ಚಿನಲ್ಲಿ ವರಿಂಬು ಕಂಕೂ ಡಕಾಂ ಬುಂ
ಪೈಲ್ಕು ಲಿಂಡಕಂಗ್ಗಿ ಕುಟಾಂಬು ಕಂಬಕ್ಕೆ ಪಿಂಟಾಂ ಬುಂಬಂಕೆ
ಕೂಂ ಬುಂಬೂಂಬಲ್ಲಿ ತಿಂಕೆ ಪಿಡಿಸ್ಸಿಬ್ಬೆ ಲಿಂಬುಕಳ್ಳಂಬಲ್
ಕೆಂಕೆ ತಿಲಿಂಕಂಡ 25-0-0 ಬುವಾಂಬುಕಳ್ಳಂಕೆ ಲಿಂಕಾಂ
ಕಳಿಕ್ಕಿಂಬುನಾಪ್ಪಿಕಲ ಲಿಂಡಕಾಂಬುಂಕಾಂಬಲ್ಲಿಕ
ನಾಪ್ಪಿಕಲ ಪಾಂಕಿಕಾಂಡಕ ಬಿಲಿಕಂಡ್ಲಿಕ್ಕೆ ತಿಂಬು ಬಾಂಕಾ
ನಿಂಕಂಬೂಂಬಲ್ಲಿ ಗಂಡ್ಲ ಡಕಾಂ ಬಾಂಕಾಂಬಿಬು ಲಾಂಕಾಂಬು
ಕು ಡಬಿನ್ಲೈಕೂ ಬಿಬ್ಬುಕಳ್ಳಲ್ಲಿ ಪಾಂಕಿಕಾಂಡಕ ಬಿಲಿಕಂಡ್ಲಿಕ್ಕೆ
ಡಾಂ ಂಕೆ ಕಾಂಡಕ ಡಕ್ಕೆ ಪಿಕ್ಟ್ರೆಕಂಕೆ ಕೂಂಬಾಕ ಬೂಂಬಿಕ್ಟ್ರೆ

91 (7)

SECTION S. R.

FILE No. 30 (81-2) Read.

SUB-FILE No. 6

Letter no 375/55 dt 29th July 94 from the Excise Comr inc Myore submitting for approval draft Bagani Toddy Rules ~~& subsequent reminder thereto no C 235 dt 13th Sept 94~~

no 23049 / R.T. 291-92 dt 23.6.94 / 28

Order thereon.

1 The Excise Comr is informed that in the opinion of Govt, the Rules proposed are too elaborate & involve risk of undue interference with private rights. The ~~subject~~ proposals may therefore be dropped for the present,

over

2. The existing practice of selling the shops yearly will be continued and notice in the form adopted in the Shimoga Dist except Condition 6 published annual

(3) A copy of the sale notice in the usual counterpart

A Select Committee should be asked to ascertain the feeling with regard to this new departure with reference to granting on lease private lands.

shall be adopted in lieu of the bond and will serve as a retail license under the Excise Act.

Chas Seely

To
The Excise Comrs in Dupree

J. 104/.
23/6

2 The enclosed Cr
is expected to furnish
the declarations
adopted in the
Hapur Kadims
Shuraje Districts
with such modifica-
tions as may
now appear ne-
cessary -

Chas Seely
23/6

[illegible] 27/11/11
Rec'd
[illegible]
27/11/11